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ACTS

AND

CLAUSES of ACTS,

RELATING TO THE

Fisheries of this Kingdom,

FROM

The Second Year of the Reign of King George the First, to the Seventeenth and Eighteenth Years of the Reign of His present Majesty, inclusive.



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OF

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RECITAL, 10 C. 1, c. 14, feff. 3.—8 G. 1, c. 7.—11 G. 2, c. 14.

Salmon, or use Lights on Rivers, or Nets or Engines at a Mill-Tail; Penalty, Forseiture thereof, and 20s. any one may seize them, though not used, carried before a Justice, and destroyed.

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Fifteenth and Sixteenth of Geo. III. Cap. 19.

I. After Jan. 1, 1776, Bountles to be given to Vessels sitted out from Ireland for the Newsounland Fishery, Such Vessels to be British built, and owned by His Majesty's Subjects in Great-Britain or Ireland, three-sourths of the Crew to be His Majesty's Subjects, and qualified as by-Act 10 & 11 W. 3 sitted out from some Port in Ireland after 1st January 1776, and in each succeeding Year, and having catched a Cargo of no less than 10,000 Fish, and land the same at one of the Ports S. E. of Newsoundland, on or before 15th July, and make one or more Trips, and return with another Cargo to same Port; 25 of said Ships first arriving at Newsoundland with a Cargo of 10,000 Fish, shall proceed again, and return to said Island with another Cargo, intitled to 401 each; 50 Vessels next in Order of Time, 201 each; 50 other Vessels next in Order of Time, 201 each; 50 other Vessels next in Order of Certificates to be produced to the Collector of Customs from the Governor of Newsoundland, of the Qualification of Ships, &c. Masters and Mates to make Oath; — Collectors of Customs to pay the Bounties.

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II. From 1st. Jan. 1776, during said 11 Years, it may be lawful to impore into this Kingdom, and export out of the same, Train-Oil, &c. taken by Crews of Vessels belonging to and fitted out from Great-Britain, Ireland, Guernsey, Jersey, or Man;——Said Crews to be as before-mentioned, without paying any Custom, or other Duty for the same.

Seventeenth and Eighteenth Years of Geo. III.

I RECITAL, of a valuable Whale Fishery having been discovered, and that the Commons of Ireland in Parliament assembled, did on 26th March, 1776, come to certain Resolutions, for the Encouragement thereof by Bounties; &c. as His Majesty should think proper. Enacted, that from 1st. Day of August, 1778; in Lieu of the Bounties so granted by His Majesty, the Bounties following shall be paid, viz. Every British or Irisa Vessel, that shall within Time limited, proceed from any Port in Ireland on the Whale Fishery, to Seas South of the Latitude 44 Degrees North, navigated by Crews, whereof the Captain and three-fourths of the Mariners shall be British Subjects, before the proceed on such Voyage; or be instilled to the Benefit of this Act, shall he visited by proper Officers of Revenue belonging to such Post, who shall take an Account of Tonnage thereof, and certify his Admeasurement, to Commissioners of Revenue; and if such Ship shall appear to be properly equipped, and if it further appear by Oath of Owner or Owners; that it is their firm Purpose that such Ship as soon as Licence granted, proceed on a Voyage to the Southward of 44 Degrees North Latitude, and use utmost Endeavour to take Whales, &c. and on no other Design in fuch Voyage, and to import the Whale-Firs, &c. into this Kingdom and if Mafter become bound in a Penalty equal to treble the Bounty, any Three or more of the Commissioners of Revenue on receiving such Certificates & Oather certified by Collector and Compttoller of Juch Ports may grant to Owners of fuch Ships, Authority to proceed on fuch

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Seventeenth and Eighteenth Years of Geo. III.

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Seventeenth and Eighteenth Years of George III.

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I shall be paid by every Person who shall shoot or wet any Net for taking of Herrings in the Day-time, or be affisting in the same; —if Offender refuse to pay such Penalty, and no Goods sound sufficient to answer the same, Justice of Peace may commit such Offender to Gaol for 6 Months, or until he pays the Penalty.

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paid in Proportion upon all Herrings and Mackarel exported in Calks of a
leffer Size than 32 Gallons.
XI. No Vessel to be entered at any Customhouse, unless the Name and Port
She belongs to, be painted on the Transum and Quarters; and also upon
Boats, &c. Penalty Sl. Dansant to best so that no bell van 150, 151
XII. At the Entrance of any Veffel the Collector or Comptroller shall deliver
Blank fournal-Book, to Mafter, &c. in which thall be entered an Account
of all the Proceedings of faid Veffels, Soundings, &c.
XIII. Every Veffel at the Time of entering shall have on Board Two Half-
Barrels, to measure Herrings with.
XIV. Boats to have Name of Skipper painted on Stern, Oars, and Buoys, -
registered,—Penalty 40s. 02.000 ib.
XV. No Vessel shall throw out her Ballast on any of the Places berein
mentioned, except at fuch Places as shall be directed by the Tide Surveyor
To of Ballyrain ; - Penalty & I. dent it tall T , balland - and berdall 153
XVI.: No Person to daudge for Oysters in the Lough of Carlingford, &c. be-
tween aft Saturday in Mar. and aft Monday in November; Net, &c.
hi forfeited, with 40 & od od viences and sold of all of all of 153, 154
KVII. Penalties imposed by this Act (except where otherwise directed)
may be recovered before any Justice where the Offence is committed. 154
has endended and the day of the end there are all the day to an include

CLAUSE of an ACT of Seventeenth and Eighteenth Years of Geo. III. Cap. 36.

RECITAL, of 3 Geo. 3, cap 24 - 5 Geo. 3, cap. 7.—and 7 Geo. 3, fec. 10.—continued to 1 Jan. 1790, and to the End of next Sellion.

woods exported from this Kingdom. "It Year a co god that the gold by every Perfect who hall hoos or with my Not for taking of Morrings in the Day- into or he aliffing in the same jee-- Office it I ame to pay frontly, and no Goods tomed fair-

No Counct Indiced to Powers for Fifth, unless fit Landed in & after-

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Prevent the Destruction of Salmon-Fry, and better Preserving the Salmon-Fishing in this Kingdom.

Anno Regni secundo Georgii Regis.



DUBLIN:

Printed by the Executors of DAVID HAY, Assignee of the late BOULTER GRIERSON, Printer to the King's Most Excellent Majesty. 1778.

aliand of all the 0 1 Perent The Collins of Silvens F i denga lat adj gar girani na zelden. ing in this Katgatoni. to the Royal Sands Carpii legit to DUBLE Printed by the Executors of Darric Hay, A.S. or but her borners. Contracted, Printer to the Mood Execution Clayatty. 17:5

Anno Regni secundo

GEORGII Regis.

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TO

Prevent the Destruction of Salmon-Fry, and better preserving the Salmon-Fishing in this Kingdom.

CHAP. XXI.

FORASMUCH as by many undue Practices, the Salmon-Fishing in this Kingdom is most extreamly decayed, chiefly by killing the Spawning Fish in the Months of August, September, Octo- 10C. 1. c. 14-ber, November, December and January, the Time of 8G. 1. c.7. Spawning, by Nets, Lights, Spears, and by Millers 11 G. 2. c. 14-31 G. 2. c. 14-31 G. 2. c. 13. and other Persons putting Codd-Nets, Baskets, and other Engines, at their Mill-Tails, and taking the young

the reflect to take and bring before One or more judice or

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on Rivers,

Mill-Tail; Penalty,

Forfeiture

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uled,

CHAP. young Salmon-Fry, as they are endeavouring to go down to Sea in the Months of March, April, and May; be it therefore enacted by the King's Most Excellent Majesty, by and with the Advice and Confent of the Lords Spiritual and Temporal, and Commons in this present Parliament assembled, and by the Authority of the same, That no Person whatsoever, shall or may, from and after the Twenty-fourth Day of June, which will be in the Year One thousand feven hundred and fixteen, make, have, or keep any make or keep Lister or Spear for killing of Salmon, or make Use of any Lifter or Spear for Sal- any Light upon any Fresh Water River above the Flowing of the Tide, nor shall make Use of any Nets or use Lights or other Engines whatfoever, fit for taking Salmon-Fry, or Nets or at any Mill-Tail, and that the Person or Persons of-Engines at a fending herein, shall for every such Offence, forfeit the Sum of Twenty Shillings, to be levied and difposed of in Manner hereafter directed, as also such thereof, and Nets employed or made Use of contrary to the Meanany one may ing of this Act; and that it shall be lawful for any though not Person, without other Warrant than this Act, to seize any Lifter or Spear proper for killing Salmon, or carried be- Wheel-Basket or Engine, proper to take Salmonfore a Justice, Fry, although the same hath not been made Use of and destroyed. Fry, although the same hath not been made Use of to that Purpole, and to carry the fame before some Justice of the Peace of the County where the same shall be seized, who is and are hereby authorized and required to destroy the same.

II. And be it further enacted by the Authority Offenders may be seized aforesaid, That it may be lawful to and for any Person, without other or farther Warrant than this Act, brought before a Justice; to seize and bring before One or more Justice or Tuffices

Justices of the Peace, every Person whom he shall C H A P find offending, contrary to this Act, who are hereby impowered, upon Conviction, by the Testimony of one or more Witnesses, of any Person offending in any of the aforementioned Particulars in this Act, to issue his or their Warrant or Warrants, for the raising the feveral aforementioned Penalties, upon the Goods and Chattels of the respective Offenders, which Penalties, when levied, are to be paid to the Informer; Informer; and in Case the said Person or Persons so offending shall refuse, or not be able to pay the said Fine, by of Payment, this Act imposed on the respective Offenders, that committed or then in such Case, the said Justice or Justices may, and shall by Warrant under his or their Hands and Seals, commit such Person to the House of Correction or Workhouse, for any Time not exceeding One Month, there to remain at Hard Labour, and have due Correction according to Law, or to be publickly whipped, in the next Market-Town, the next Market-Day.

tion of Salmon.

C'H A P. VII.

A the Second Year of His prefect Majerly's

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A imposed on the especiale Offender the include Cale, the faid suffice or suffice me suffice of suffice me their t

Seals, commit toch Pen o tathe Moute of Correction

The further Amendment of the Laws, in Relation to Butter and Tallow-Calks, Hides, and other Commodities of this Kingdom, and for preventing the Destruction of Salmon.

C H A P. VII.

N D whereas in and by an Act passed in the Second Year of His present Majesty's Reign, intituled, An Act to prevent the Destruction of Salmon-Fry, and better Preserving the Salmon-Fishing Recital of 2G. 1. c. 21 in this Kingdom, it is enacted, That no Person what-seed. 1.

12 G. 1. c. 7.

13 G. 2. c. 14. or Spear for killing of Salmon, or make Use of any 31 G. 2. c. 13. Light upon any Fresh Water River above the Flowing of

of the Tide, nor shall make Use of any Nets or other C H A Pr Engines whatfoever fit for taking Salmon-Fry, at any Mill-Tail under certain Forfeitures and Penalties in the faid Act mentioned; notwithstanding which Act, the stroyed in Salmon-Fishing in this Kingdom is greatly decayed, Spawning Time. chiefly by killing the Spawning Fish with Nets or other Engines in the Months of August, September, October, November, December, and January, being the Time of Spawning; For Remedy whereof, be it enacted by the Authority aforesaid, That from and after the Twenty - fifth Day of March, One thousand seven hundred and twenty-two, no Person or Persons whatfoever, shall or may between the First Day of August, and the First Day of February, in any Year, kill or to be killed or take any Salmon with Nets or other Engines; and taken with if any Person or Persons do or shall offend herein and Nets or Enbe thereof lawfully convicted by the Oath of One or Aug. to 1st more credible Witness or Witnesses before any Jus- Feb. tice or Justices of the Peace of the County where such Offence shall be committed, which Oath such Just fore a Justice, tice or Justices of the Peace are hereby impowered Forfeiture of Ners, Engines. and required to administer, every such Person and and Boats, Persons shall forfeit and lose such his Nets and other Engines, and also such Boat or Boats with the Tackle thereto belonging, as he or they shall make Use" of in or about the killing or taking any Salmon contrary to this Act, and shall likewise forfeit and pay the Sum of Twenty-Shillings for every such Offence, to be levied by Distress and Sale of the Offenders and 20s. by Goods, by Warrant under the Hand and Seal of former and the faid Juffice or Juffices of the Peace, which faid the Poor ; feveral Forfeitures and Penalties shall go and be difposed of, one Moiety to the Informer, and the other Moiety

in Default, to House of Correction 3 Months.

CHAP. Moiety to the Poor of the Parish where such Offence shall be committed; and in Case a sufficient Distress cannot be had whereout to levy and raise the said Sum of Twenty Shillings, that then the faid Justice or Justices of the Peace shall and may, by Warrant under Hand and Seal, commit fuch Person or Perfons to the House of Correction or Work-house, for any Time not exceeding Three Calendar Months, there to remain at Hard Labour, and to have due Correction, according to Law.

Salmon may be taken in Rivers where known to be in Season.

II. Provided always, That nothing herein contained shall extend, or construed to extend, to prohibit the Taking or Killing of Salmon in Rivers where such Fish shall be known to be in Season at the Time of taking such Fish.

Persons fued this Act, may plead General Issue, &c. and recover treble Cofts.

III And be it further enacted by the Authority for executing aforesaid, That if any Person or Persons shall be sued, molested or troubled for putting in Execution any of the Powers contained in this Act, or for doing any Matter or Thing pursuant hereunto, such Person or Persons shall and may plead the General Issue, not guilty, and give the Special Matter in Evidence, and if the Plaintiff or Plaintiffs shall be non-suited, or Judgment shall be given against him or them upon Demurrer, or a Verdict shall pass for the Defendant, such Defendant shall have his, her, or their treble Costs, to be recovered in such Manner as where by Law Costs are given to Defendants.

Continuance to the End of next Sellion.

Moiory

IV. Provided always, That this Act shall continue and be in Force to the End of the next Seffions of Parliament, and no longer.

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FOR

The better Preserving the Salmon-Fishery of this Kingdom.

Anno Regni duodecimo Georgii Regis.



DUBLIN:

Printed by the Executors of DAVID HAY, Assignee of the late BOULTER GRIERSON, Printer to the King's Most Excellent Majesty. 1778.

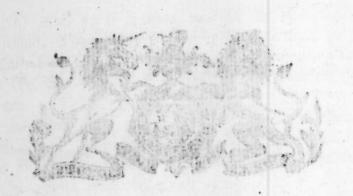
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Anno Regni duodecimo

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tore One or mover Juffice or Juffices of the Peace of the refrective County of One ites where fuch Offence ar Offence that he committed, find Performer Per-

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The better preserving the Salmon-Fishery of this Kingdom.

to assist as of Col H Ad P. VII. ashamV ...

Four sed cre, by the Oath of One or thore credible Witness

Porasmuch as by many undue Practices the Sal- C H A P. mon-Fishery in this Kingdom is extreamly de- VII. cayed, and many idle and disorderly Persons go in great Numbers disguised with their Faces blacked, or 8 G. 1, c. 21. otherwise disfigured, and with Lights, Loops, Spears, 11 G. 2, c. 14. and other Instruments, kill great Quantities of Salmon in such Places in Fresh-Water Rivers as they Fishery department of the Places Rivers and Places Rivers and Places Rivers an

VII.

April, 1726, Any one may without Juftice,

viction shall levy 40s. to

of Diffress Days.

Informer,

CHAP, which pernicious Practices for the future, be it enacted by the King's Most Excellent Majesty, by and with the Advice and Confent of the Lords Spiritual and Temporal, and Commons in this present Parliament assembled, and by the Authority of the same. That from from and after the Twenty-fifth Day of April, in the Year of our Lord One thousand seven Warrant seize hundred and twenty-six, it shall and may be lawful Persons distributed and for any Person or Persons, without other or or being near further Warrant than this Act, to feize and bring bea River, and fore One or more Justice or Justices of the Peace of the respective County of Counties where such Offence or Offences shall be committed, such Person or Perfons as he or they shall find fishing with his or their Face or Faces blacked or difguifed; and also fuch Person or Persons as shall be found in, upon, or near any River or Rivers, disfigured with his or their Face or Faces blacked, or otherwise difguised, though such Person or Persons so disfigured or difguifed be not actually Fishing at the Time of such who on Con- Seizure or Seizures; which Justice or Justices of the Peace, upon Conviction of such Offender or Offendthe Poor and ers, by the Oath of One or more credible Witness or Witnesses, which Oath Auch Justice or Justices of the Peace is, and are hereby impowered to administer, shall and may by his and their Warrants under his or their Hands and Seals, levy by Distress and Sale of the Goods of fuch Offender or Offenders, the Sum of and for want Forty Shillings, One Moiety whereof shall be given to the Informer or Informers, and the other Moiety House of Cor. to the Poor of the Parish where fuch Offence thall be reason 31 committed; and in Case no sufficient Distress or Diftreffes can be had whereout to levy and raife the faid Sum

Sum of Forty Shillings, that then the faid Justice or C H A P. Justices of the Peace shall and may by Warrant under his or their Hands and Seals commit such Person or Persons to the House of Correction or Workhouse, for any Time not exceeding Thirty-one Days, there to remain at hard Labour, and to have due Correction according to Law.

II. And be it further enacted by the Authority None, except aforefaid, That from and after the Twenty-fifth Day those having of April, in the Year of our Lord One thousand fer Freehold or ven hundred and twenty-fix, no Perfon or Perfons 1000l. Perfowhatfoever, except such as have an Estate of Free- above Debts, hold in his or their own, or their Wives Right, of or intitled to the clear yearly Value of Forty Pounds per Annum, shall make or at the least, or a Personal Estate of the Value of One have any Enthousand Pounds at the least, over and above all Debts Salmon, the by him owing, and except such Person or Persons as no Proof of using them; is, are, or shall be intitled to any Fishery or Fisheries within this Kingdom, his or their Farmer or Farmers, and fuch Person or Persons as are or shall be lawfully employed in the fame, shall or may for him or themvelves, or as Servant or Servants to any Person or Persons who shall not be seized or possessed of a Real or Personal Estate to the Value aforesaid, or incityled to any Fishery or Fisheries as aforesaid, make, in the have, or keep any Gaff or Gaffs, Spear or Spears, Lifter or Lifters, Loop or Loops, Net or Nets, or any other Engine or Engines, Instrument or Instruments, commonly made Use of to take or kill Salmon or Salmon-Fry, although no Proof can be made that he or they did apply them, or any of them, to such Use or Uses, on Pain that all and every fuch Gaffs, Spears, Listers, Loops,

any Julice, Seize and deand all Fish found with Offenders,

C A A P. Loops, and other Engine and Instrument, so kept contrary to this Act, as also all Fish found with them, or any of them, shall and may be seized or taor Person by ken away by any Justice or Justices of the Peace of Warrant may the respective County or Counties where the same tain the same, shall be kept or found, or by any Person or Persons authorized thereunto, by Warrant under the Hand and Seal of fuch Justice or Justices of the Peace, and shall and may be kept and detained by him or them to his and their own Use; and every such Person so having and keeping any such Gaffs, Spears, Listers, Loops, Nets, or any other fuch Engine or Instrument contrary hereunto, and being thereof convicted upon his Appearance or Default after Summons, before One or more Justice or Justices of the Peace of the County or who hall also Place where such Offence shall be committed, on the the Poor and Oath of One or more credible Witness or Witnesses. which Oath such Justice or Justices of the Peace is,

Informer,

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Loops.

every fuch Offence, forfeit and lose the Sum of Forty Shillings, to be levied by Warrant under the Hand and Seal of such Justice or Justices of the Peace before whom such Offender shall be convicted, by Diffress and Sale of the Goods of such Offender; the one Moiety thereof to the Informer who shall inform and in default and profecute for the fame, and the other Moiety to be imprisoned go and be disposed of to the Use of the Poor of 31 Days, un- the Parish where such Offence or Offences shall be Jess Payment committed; and in Case no sufficient Distress or Distreffes can or may be had, whereout to levy and raife the faid Sum of Forty Shillings, that then the faid Justice or Justices of the Peace shall and may, by Warrant under his or their Hands and Seals, commit

and are hereby impowered to administer, shall for

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fuch Person or Persons to the Common Gaol of the C H A P. VII. County or Place where such Offence shall be committed, there to remain for any Time not exceeding Thirty-one Days, unless such Offender shall sooner pay the Penalty fo forfeited, and upon fuch Payment to be discharged.

III. And be it further enacted by the Authority aforesaid, That from and after the Twenty-fifth Day Salmon Fry in of April, in the Year of our Lord. One thousand se- a Day in 1e-bruary, March, ven hundred and twenty-fix, if any Person or Per- April, or Muy; fons during the Months of February, March, April by Angling, og any way, or May, in any Year, shall in any one Day take or kill to the Number of Twelve Salmon-Fry, whether it be by Angling, or any other Way whatsoever, and fuch Person or Persons shall be thereof convicted upon his or their Appearance or Default after Summons, by the Oath of one or more credible Witness or Witnesses, before any one or more of His Majesty's Justices of the Peace of the County, City, or Town Corporate where such Offence shall be committed, every such Person shall forfeit the Sum of Ten Shillings; and it shall and may be lawful to and Penalty 105. for fuch Justice or Justices of the Peace by Warrant as aforefaid, under his or their Hands and Seals, to levy the faid Sum of Ten Shillings by Diffress and Sale of the Offenders Goods, one Half thereof to be for the Use of the Informer, and the other to the Poor of the Parish where the faid Offence shall be committed; a said load and for want of sufficient Distress, it shall and may or Imprisonbe lawful for fuch Justice or Justices, by Warrant unless paids under his or their Hands and Seals, to commit such Offender to the Common Gaol of the County City

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C H A P. Place where such Offence shall have been committed. there to remain and be kept for any Time not ex-VII. ceeding Ten Days, unless such Offender shall sooner pay the Penalty fo forfeited, and upon fuch Payment to be discharged.

IV. And whereas such Persons as are employed by Persons who are intitled unto, or Farmers of any Fishery or Fisheries in this Kingdom, find it neceffary, in Order to preserve the Salmon in Spawning-Time, to go and watch on the Banks of Rivers in which they usually Spawn, in Order to apprehend fucl person and Persons as shall endeavour to take and destroy such Salmon, but are often threatened with Actions at Law and Indictments by the Proprietor or Proprietors, Possessor or Possessors of the Bank or Banks of fuch River or Rivers, when fuch Person or Persons attempt, for the Purposes aforesaid, to go upon the same; be it enacted by the Authority afore-Persons au-faid, That it shall and may be lawful to and for such Person or Persons so employed as aforesaid, to walk upon the Bank and Banks of fuch River and Rivers as aforesaid, not lying within any Orchard or Garden, in Order to apprehend fuch Person or Persons as shall offend against this or any other Act heretofore made chard or Gar- in this Kingdom for the Preservation of the Salmon-Fishing thereof; and that such Person or Persons so walking, for the Purpofes aforefaid, on any Bank or Banks of any River or Rivers, shall not be liable to any Action at Law, Indicament, or other Profecution for so doing, so as the Person so employed be authorized by Writing under the Hand of the Owner or Farmer of fuch Fishery.

thorised by Farmers of Fisheries by Writing, may walk on the Banks of a River (not within Orden) to ap-prehend Offenders, and not liable to Profecution.

V. And

CHAP.

VII.

V. And be it further enacted by the Authority aforesaid, That if any Person or Persons shall be sued, molested, or troubled, for putting in Execution any for acting may of the Powers contained in this Act, or for doing any plead general liffue, and re-Matter or Thing pursuant hereunto, such Person or cover treble Persons shall and may plead the General Issue, and Costs. give the Special Matter in Evidence; and if the Plaintiff or Plaintiffs shall be nonsuited, or Judgment shall be given against him or them by Default, or upon Demurrer, or a Verdict shall pass for the Defendant, fuch Defendant shall have his, her, or their Treble Costs, to be recovered in such Manner as in other Cafes where by Law Costs are given to Defendants.

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FOR

The further Encouragement of the Fishery of this Kingdom.

Anno Regni septimo Georgii II. Regis.



DUBLIN:

Printed by the Executors of DAVID HAY, Assignee of the late BOULTER GRIERSON, Printer to the King's Most Excellent Majesty. 1778.

Pithony of this Kingdons S. Amerika and Market Georgia H. R. et al.

Anno Regni feptimo

GEORGII II. Regis.

The further Encouragement of the Fishery of this Kingdom.

C. H. A. P. XI.

HEREAS the Seas about this Kingdom C HAP. Fish, which of late Years have been greatly diminished by Methods of Fishing, which destroy the Spawn and Fry of Fish: And whereas it will highly conduce to the Publick Weal of this Kingdom, to encourage the Fisheries thereof; be it enacted by the King's

Sea net with a Mash less and a Half fr. m Knot to Knot shall be ·used in fishing, except for Herrings, &c. on the Coast, &c.

No false Bottom, &c. or Net, tho' of legal Size place t behind to take fmall

CHAP. King's most Excellent Majesty, by and with the Advice and Confent of the Lords Spiritual and Temporal, and Commons in this present Parliament assembled, and by the Authority of the same, That from and af-No Drag or ter the Twenty-ninth Day of September, in the Year of our Lord One thousand seven hundred and thirtythan 3 Inches four, no Drag-net or other Sea-Net, which hath a Mash of less than three Inches and a Half from Knot to Knot, shall be made Use of in catching any Kind of Fish (except Herrings, Pilchards, Sprats, Shrimps, and Prawns) upon any Part of the Coast of this Kingdom, or within any of the Bays, Harbours, Rivers, or Creeks thereof, nor shall any false or Double-bottom Cod or Pouch, or any other Net though of legal Size, be placed upon or behind the other, in order to take and destroy small Fish; and if any Person or Persons shall, from and after the said twenty-ninth Day of September, One thousand seven hundred and thirtyfour, make Use of any Drag-Net or other Sea-Net, which has a Mash of less than three Inches and a Half from Knot to Knot, in catching any Kind of Fish (except Horrings, Pilchards, Sprats, Shrimps and Prawns) on any Part of the Sea-Coasts of this Kingdom, or within any of the Bays, Harbours, Rivers, or Creeks thereof, or shall place any false or Double-bottom Cod or Pouch, or any other Net, though of legal Size, upon or behind any other, in order to take and defroy fmall Fish, such Person or Persons so offending, and being thereof convicted, upon his or Justice of the their Appearance or Default, after Summons, before County where one or more Justice or Justices of the Peace of the County or Place where such Person or Persons so offending, hath, or have their usual Place of Abode,

Penalty 40s. on Summons and Conviction before a Offender lives, by Diftrefs, Ac.

by the Oath of one or more credible Witness or Wit- CHAP. nesses, which Oath such Justice and Justices of the Peace, is and are hereby impowered to administer, or by Confession of the Party offending, shall, for every fuch Offence, forfeit and lose the Sum of Forty Shillings, to be levied by Warrant under the Hand and Seal of fuch Justice or Justices of the Peace, before whom such Offender shall be convicted, by Diftress and Sale of the Goods of such Offender, the one and Informer, Moiety thereof to the Person who shall inform and profecute for the fame, and the other Moiety to go. and be disposed of to the Use of the Poor of the Pa-on Default. rish where such Offender lives; and in Case no suffi- Imprisonments cient Distress or Distresses can or may be had where- 30 Days, if out to levy the faid Sum of Forty Shillings, that then paid. the faid Justice or Justices of the Peace, shall and may, by Warrant under his or their Hands and Seals, commit fuch Person or Persons to the Common Gaol. of the County or Place where such Offender shall be convicted, there to remain for any Time not exceeding Thirty Days, unless such Offender shall sooner pay the Penalty to forfeited, upon Payment whereof he is to be forthwith discharged.

II. And whereas the drudging for Oysters in the To prevent. Months of May, June, July, and August, doth destroy Destruction of the Spawn and Pry of Rish; for Remedy whereof, Fish, be it enacted by the Authority aforesaid, That from and after the Twenty-ninth Day of September; in the Year One thousand seven hundred and thirty-four, Oysters not no Person or Persons whatsoever, shall drudge for to be drudged. Oysters within this Kingdom, or in any Part of the May and Sea adjoining to the same, between the First Day of 20 August;

XI. Penalty as aforelaid.

CHAP. May, and the Twentieth Day of August, in any Year; and if any Person or Persons shall offend herein, and be thereof lawfully convicted upon his or their Appearance, or Default after Summons, by the Oath of one or more credible Witness or Witnesses, before any Justice or Justices of the Peace of the County, or Place where such Offender hath his usual Place of Abode, which Oath such Justice or Justices of the Peace are hereby impowered and required to administer, every such Person or Persons shall, for every fuch Offence, forfeit and lose the Sum of Forty Shillings, to be levied by Warrant under the Hand and Seal of such Justice or Justices of the Peace, before whom such Offenders shall be convicted, by Distress and Sale of the Goods of fuch Offender, the one Moiety thereof to go to the Person or Persons who shall inform and prosecute for the same, and the other Moiety to go and be disposed of to the Use of the Poor of the Parish where such Offender lives; and in Case no sufficient Distress or Distresses can or may be had whereout to levy and raise the said Sum of Forty Shillings, that then the faid Justice or Justices of the Peace, shall and may, by Warrant under his or their Hands and Seals, commit such Person or Persons to the Common Gaol of the County or Place where fuch Offender shall be convicted, there to remain for any Time not exceeding Thirty Days, unless such Offender shall sooner pay the Penalty so forfeited, upon Payment whereof he is to be forthwith discharged.

III. And whereas a great Abuse is committed in buy or fell making of Barrels for White Herrings of infufficient Barrels for Timber

Timber or Staves, to the very great Prejudice of the C H A P. Trade of this Kingdom; be it enacted by the Authority aforesaid, That from and after the Twenty-ninth packing white Day of September, in the Year of our Lord One thou-Herrings for fand seven hundred and thirty-four, no Person or Exportation, Persons shall buy or sell any Barrel or Barrels for Barrels, unless packing of White Herrings for Exportation, or shall the Staves 3pack up Herrings in any Barrel or Barrels for Expor- thick, free tation, unless the same be made of Staves not less than from Sap, Three Eighths of an Inch in Thickness, and free from 16 Hoops, Sap, and each Barrel bound with fixteen fufficient the Name and Hoops, and branded with the Maker's Name, and the Abode, Place of his Abode; and before such Barrel or Barrels shall be examined by a publick Officer to be ap-examined by pointed for that Purpose, by every City, Town-Cor-Officer apporate, or Place which are already impowered by Law Power to apto choose or appoint Weigh-Masters, which Officer point Weighto be appointed, or his Deputy, shall and is hereby branded by impowered and required to examine such Barrels, him, and upon finding them conformable to this Act, the faid Officer or his Deputy is hereby required and directed to brand on the Head, Side, and Bottom of fuch Barrel or Barrels, the first Letter of his Christian Name, and his Sir-name at Length, with the Name of the City, Town-Corporate, or Place fuch Barrels where such Barrel or Barrels shall be examined as fold only in aforesaid, which Barrel or Barrels so branded as a- publick Marforesaid, shall be only sold in some publick Market of this Kingdom; and in Case any Person or Persons Buyer and shall buy or sell any Barrel or Barrels not branded as Seller respecaforesaid, or in any other Place, than in some Mar-tively 203. ket-Town of this Kingdom, contrary to the true In-D

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XI. S ecking white

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portations and on Perfons in whole Cuftody found ;

recovered and applied as aforefaid.

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CHAP. tent and Meaning of this Act, or shall pack, or cause to be packed up, any Herrings in any Barrel or Barrels made contrary to the Directions of this Act, or not branded as is hereby directed, the Buyer and Seller shall respectively, for every Barrel so sold or bought, forfeit the Sum of Twenty Shillings, and the Person or Persons in whose Custody any Herrings are found packed up for Exportation, in any Barrel or Barrels contrary to the Directions of this Act, shall forfeit the Sum of Twenty Shillings; which several Forfeitures shall be recovered and applied in such Manner, and to such Uses as the other Forseitures herein before-mentioned, are directed to be recovered and applied. rels thall be examined by a publick Off

Weighmafter to be paid one Halfpenny per Barrel, by the Seller, .

and detain till

paid.

IV. And be it further enacted by the Authority aforesaid, That every Weigh-master shall have, and be paid for every Barrel or Barrels which he shall examine and brand as aforesaid, the Sum of One Half-Penny, to be paid by each Seller, or other Person or Persons having the Property in such Barrel or Barrels; and in Case of Refusal to pay the same, fuch Weigh-master or Weigh-masters, who shall respectively examine and brand such Barrel and Barrels as aforefaid, shall and may detain such Barrel or Barrels until fuch Payment is made to him or them respectively, according to the true Intent and Meaning of this Act.

To encou-

mes.

And in Order to encourage Persons to enter rage Partner- into Partnerships, or Societies for the better carrying ties in Fishe- on of Fisheries; be it enacted by the Authority aforefaid, That if any Number of Persons shall, from

after the faid Twenty-ninth Day September, in the C H A P. Year of our Lord One thousand seven hundred and XI. thirty-four, enter into a Contract or Contracts of Partnership, or form any Society or Societies, for the better carrying on of Fisheries in this Kingdom by a Common or united Stock; and if any one or more if any Partner Person or Persons so entering into Partnership, or form- pay not his Quota after 3 ing a Society as aforesaid, his, her, or their Executors, Months No-Administrators or Assigns, shall neglect or refuse to pay may sell his or fatisfy (after Three Months Notice to be given for Share by pubthat Purpose) his, her, or their Quota or Share, to-pay him the wards carrying on the said Fishery, and defraying the Money, de-Charges and Expences incident thereunto, according ges, to the Terms of the faid Partnership or Society, and in Proportion with the other Partners, that then and in fuch Case the other Partners, or the major Part of them, shall and may expose to Sale by publick Cant the Share or Shares, Proportion or Proportions of such Partner or Partners, his, her, or their Executors, Administrators, or Affigns, refusing or neglecting to pay his, her, or their Quota or Share, as aforesaid, and the Money arifing by fuch Sale, after deducting reasonable Expences, shall be paid over unto the Person or Persons who was or were intitled to fuch Share or Shares, at the the Purchaser Time of the Sale thereof; and the Person purchasing original Subthe same, shall be intitled to all the Benefits there-scriber. by arifing, in as full and ample Manner, as if he had been originally a Subscriber to the said Undertaking.

tice, the Rest

after the fild Twenty-ninth Day September, in the Cu A R. Year, of wait Lord One thousand foven finduced and walk things of the state of the a Course to be Counted to Course to be Counted to Counted

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Common of united Stock; and if any one of more it, a nume Parton of Performance in the Parton of Performance in the Society as aftereight, help on their Executive, hear of the State of the the society as aftereight, help on their Executive, here is a state of the society as aftereight, help on their Executive, here is a state of the state of

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to the Taxas of the fud Pernerthip or Society and in Proportion with the other Parmers, that then and in fuch Cafe the other Parmers, or the major Part of them that and may expete to Sale by publication the Share or Shares, Proportion or Proportions of fuch Parts in or Partners, him her, or their Executors, Administrations, or Albjan, refuting or arginality to pay his, her, or their Quot for Share, as aforefall, and doc Maney or their Quot for Share, as aforefall, and doc Maney

arifing by toch Sale, after deducting reasonable Expences, shall be paid over unto the Person or Persons who was or were a diled to sach Share or Shales, as the instruction Estate of the Sale agrees; and the Person purchasing organisms.

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been originally a Subjeriber to the faid Undertaking.

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TO

Explain and amend the several Laws made in this Kingdom, for the more effectual Preservation of Salmon, Fish, and Fry; and for the better Improvement of the Herring-Fishery.

Anno Regni tricesimo primo Georgii II. Regis.



DUBLIN:

Printed by the Executors of DAVID HAY, Assignee of the late BOULTER GRIERSON, Printer to the King's Most Excellent Majesty. 1778.

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Anno Regni tricesimo primo

GEORGII II. Regis.

Explain and amend the feveral Laws made in this Kingdom, for the more effectual Preservation of Salmon, Fish, and Fry; and for the better Improvement of the Herring-Fishery.

CHAP. XIII.

THEREAS the Laws now in Force for Preserva- C H A P. tion of Salmon in the Spawning Season, are found to be ineffectual; For Remedy whereof, be it Enacted by the King's Most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons in this present Parliament affembled, and by the Authority of the fame,

XIII. None shall fish between 1 Feb. in any River with other Inftrument : Instrument for killing Salmon; Witness bety, shall for-feit 51.

levied on Warrant by Diftrefs, &c. for Want of Diffres, im-prisoned not above three Months, nor under i, unless said Forfeiture paid ;

any one without other Warrant may apprehend the Inftru-

C H A P. That from and after the Twenty-fifth Day of March. One thousand seven hundred and fifty-eight, no Person whatfoever shall, at any Time between the Twelfth Day of August, and First Day of February, in any 12 Aug. and Year, fish in any River with any Net, Fishing-Rod, or other Instrument, or carry on the Bank of any Ri-Net, Rod, or ver, any Gaff, Loop, Net, Lifter, or Spear, or any other Instrument for killing of Salmon; and if any nor carry on Person shall offend herein, every such Offender, being the Bank any Person shall offend herein, every such Offender, being thereof convicted, by Confession, or by the Testimony of one sufficient Witness, upon Oath, before some Offender on one Justices of the Peace for the County where such Convection, by Offence shall be committed, (which Oath such Justice Confession or Offence shall be committed, Oath of one tice of the Peace is hereby impowered and required fore a Justice to administer) shall, for every such Offence, forfeit of the Coun- the Sum of Five Pounds, Sterling, to be levied by the Warrant of such Justice, by Distress and Sale of the Offenders Goods; and if no sufficient Distress can be found, the Offender shall, by the like Warrant, be committed to the County Gaol, there to remain, without Bail or Mainprize, for fuch Time, not exceeding Three Months, nor less than One Month, as such Justices of the Peace shall appoint, unless the said Forfeiture shall in the mean Time be paid, in which Case, the Offender shall be enlarged; and it shall and may be lawful, to, and for any Person or Persons, to apprehend, and carry every

fuch Offender before the next Justice of the Peace, and carry be- for the County where such Offence shall be commitfore the next ted, together with such of the said Instruments as County, with shall be found in his Hands, without any Warrant,

ments found. other than the Authority hereby given.

II. And

And be it further enacted by the Abthority C H A P. aforesaid, That every Proprietor, or Farmer, of any XIII. Salmon Fishery or other Person whatsoever, who shall, at any Time between the Twelfth of August; and First Owner of Day of January, in any Year, kill, or take, or be Salmon Fift-aiding or abetting, or accessary to the killing or tak- Person who ing of Salmon in any River, being thereof convicted, between 12 by Confession, or by the Testimony of Two suffic Jan kills Salcient Witnesses, upon Oath, before any Justice of mon in any the Peace for the County where fuch Offence frall be ceffary therecommitted (which Oath fuch Juftice of the Peace to, is hereby impowered and required to administor) shall, on Confession for every Salmon fo killed or taken, forfeit the Sum Witnesses beof Forty Shillings, to be levied by the Warrant of fore a Justice fuch Justice, by Distress and Sale of the Offenders forseits 400. Goods, so as such Forseiture, upon any one Conviction, every Salmon, do not exceed the Sum of Twenty Pounds, Sterling; or by Diffress. if any Person or Persons shall, in the Night-time, from ac. on Warthe Twelfth Day of August, to the First Day of Februa- but not to cary, in any Year, make Use of any lighted Torch, or any one Convic-Light, in any River, Banks of a Ford in any River, or tien: Water-course leading to a River with Intention to in any River kill or take Salmon, being thereof convicted as afore with Intent to faid, fuch Person or Persons shall; for every Offence, take Salmon, forfeit the Sum of Five Pounds, to be fued for, and Penalty 51. on a recovered, in Manner herein before directed, to be paid aforefaid, to to the Person or Persons discovering the same; and the Discoverthat the making Use of any such lighted Toroh; or any the Light, other Light, in Manner aforefaid, is-hereby declared Intent, unless to be Evidence of fuch Intention, against the Person the contrary or Persons on whom the same shall be found, unless appears, the Contrary shall appear; and if no sufficient Distress for want of Distress, imshall be found, the Offender shall, by Warrant under prisoned, not.

XIII. above 6, nor under 3 Months.

CHA 2. the Hand and Seal of the Justice of the Peace before whom such Offender shall be convicted, be committed to the County Gaol, there to remain without Bail or Mainprize, for any Time not exceeding Six Months, and not less than Three Months. o you

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III. Provided always, That nothing herein con-Several Ri tained, shall extend, or be construed to extend to the vers excepted. Rivers Rathmalton, Lachagh, Donnegall, Bundroufe, all in the County of Donnegall; the River of Slige ! ceffary' thatethe River Shannon, from the Sea to the Island of Saint Thomas, above the Salmon-Wyer, belonging to the ed Confessor City of Limerick; the River Boyne, Lough-Lean, the e to diel to Rivers of Lanne and Caragh, in the County of Kerry the River Lee, which runs to the City of Conk; and the River Bufk, in the County of Antrim; the River con as and Newport, in the County of Mayo; and also the River Feal, in the County of Kerry; but that it shall and may be lawful to and for any Person or Persons, qua-Feal in Kerry, lified or impowered to fish for Salmon in the faid Ri-Salmon may yer Feal, to kill and take Salmon in the faid River, Perfons quali- from the First Day of February to the Twentieth Day of October, in every Year; and that if any Perfor or Persons shall kill or take, or be aiding, abetting, or accessary to the killing or taking of Salmon in the faid River, between the Twentieth Day of Odober and the First Day of February, in any Year, Such Person of Time, or Ac- Persons so offending. shall, for every such Offence, be, ceffiry thereto, Penalty as and are hereby made liable to the several and respective Penalties herein before mentioned, to be fued for. and recovered in Manner herein before directed 199 10 the Contrary thall appear; and if no fufficient Different

both beviound, the Offender thall, by Warrant under proceed on

fied from I Peb. 10 20 Oa.

if at other aforefaid.

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IV. And whereas Salmon-Fry have often been de- C H A P. froved by Nets fet at Eel Wyers, and other Wyers, XIII. and Mill-Courses, on Pretence of fishing for Eels in Scasons of the Year improper for such Eel fishing; be it enacted by the Authority aforefaid, That from and after the Twenty-fifth Day of March, One thousand feven hundred and fifty-eight, all and every Person and Persons, who shall at any Time, between the First Day of March and First Day of June, in any Year, fet any Nets, Cohill Net, Cleave, or any other Inftru- or Engines bement or Engine, with a Pretence to take Eels, where-tween 1 Mar. by Salmon-Fry may be taken and destroyed, or Fish, and I June with Pretence or be aiding or abetting, or accessary to the fishing to take Eels. with any fet or fixed Net or Collil Net in ahy Rie mon-Fry may ver, or in any Lake or Water-Courfelleading from any be taken, or fishing with River, being thereof convicted by Confession, lors by Nets in a Rithe Testimony of one sufficient Witness upon Oath, ver, &c. or Accessary before any Justice of the Peace for the County where thereto, fuch Offence hall be committed (which Oath fuch on Confession Justice of the Peace is chereby impowered and wines berequired to administer) shall for levery fuch Of- fore a Justice, fence, forfeit the Sum of Ten Pounds Sterling, to be by Diffres, levied by the Warrant of fuch Justice, by Distress and ac. Default of Sale of the Offenders Goods; and if no sufficient Dis-Distress, imtress can be found, the Offender shall, by the like above 6, nor Warrant, be committed to the County Gaol, there to under 3 remain without Bail or Mainprize; for fuch Time not less paid foopexceeding Six Months, more left than Three Months, et a mod all as fuch Justice fall appoint, sunles ofuch | Forfditure vd . 100 90 Shall in the mean Time be paid, in which Cafe the of which Offe the in the Day-time (that is to begin find the file of the fet, fifth for, or kill ang Berrings, in any Harbour, on

CHAR.

XIII. Any Offence on a Mearing County.

V. Provided always, and be it further enacted by the Authority aforesaid, That where any of the Offences mentioned in this Act shall be committed, in, River profe- or upon any River mearing between two Counties; fuch Offence shall and may be prosecuted in either of fuch Counties. daniel Day of March, delt refle

Said For-Informer convicting.

VI. And be it further enacted by the Authority feitures to ift aforesaid, That the several Forfeitures before mentioned, shall go to the first Informer who shall prosecute the respective Offenders to Conviction, animal to them

feven hundred and after-eight, all and every Perfon and

Profecution VII. Provided always, That every Profecution in 3 Months grounded on this Act, thall be commenced within Three Kalendar Months next after the Offence com-River, being thereof convicted by Contation, bettime

by Salmon-Fry may be taken and defroyed, or Fish.

the Tellimony of one fufficient Witness upon Oatik ver, &c. or

Not to re- VIII. Provided always, That nothing herein conpeal any Law tained shall repeal any of the Laws now in being, re-Salmon or Fry, lating to the taking of Salmon, or Salmon-Fry, but but one Con-that the fame shall continue in full Force as if this Act fame Offence, had not been made, so as that no Person shall be conwicted more than once for the same Offence.

sele of the Offenders Goods: and if no fafficient Diff

From Sunrife to Sunfet Herrings ed for in any Harbour on Penalty 51, as aforefaid.

Provide

IX. And whereas the fifthing for Herrings upon the Coasts of this Kingdom in the Day Time, is very prenot to be fift- judicial to the Herring Fifteries in general; be it enacted by the Authority aforesaid. That from and after the Coaff, by the First Day of June, One thousand seven hundred casting Nets, and for sight no Porton on Performance of the coaff. and fifty-eight, no Person or Persons whatsoever, shall in the Day-time (that is to fay) from Sun-rise to Sunfet, fish for, or kill any Herrings, in any Harbour, on

any Coast in this Kingdom, by casting of any Net or CHAP. Nets for that Purpose, under the Penalty of forfeiting the Sum of Five Pounds for each Offence, to be recovered in Manner herein before mentioned.

X. And be it further enacted by the Authority aforesaid, That if any Person or Persons shall be sued sue may be pleaded by for any Thing done in Pursuance of this Act, such Persons sued Person or Persons shall and may plead the general for acting; Iffue, and give the special Matter in Evidence; and if Cotts on Nonthe Plaintiff or Plaintiffs in any fuch Action or Suit, fuit, &c. shall be non-suited, or if Judgment shall be given against him or them upon Demurrer, or if a Verdict shall be given for the Defendant or Defendants therein. fuch Defendant or Defendants shall have his or their Costs, to be recovered in such Manner as where Costs are by Law given to Defendants.

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Loy Could in this Kingdom, by caling of any Not of CHAP. Nets for that Purpole, under the Penalty of forfeiting the Sum of Five Pounds for each Offence, to be recovered in Manner herein before mentioned.

X. And In it forther-coast by the Authority Total L arordaid. That if any Perfon or Perfons thall be find by y be for any Thing done in Peridence of this Act, such before fied Perfon or Pollons theil and may pland the general for shirts liftee, and give the thesial Matter in Byidence; and if Office Meathe Plaintiff of Plaintiff in May-light Action or Said, June 6 c. fiell be non-lufted, or if Jodgment thall be given against him or them upon Demurer, or it's Versich shall be given for the Defendant or Defendants therein, fuch Defendant or Defendants thall have his or chair Coffs, to be recovered in theh Manner as where Colfare by Law given to Defendants.

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FOR

The Encouragement of the Fisheries of this Kingdom.

Anno Regni tertio Georgii III. Regis.



DUBLIN:

Printed by the Executors of DAVID HAY, Affignee of the late BOULTER GRIERSON, Printer to the King's Most Excellent Majesty. 1778.

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The Encouragement of the Fisheries of this Kingdom.

fel, built in Grant Friday of A H 12 of Further onensement of VIXX A. P. A H 12 of Further

WHEREAS the carrying on and Improvement C HAP.

of the Fisheries on the several Coasts of this XXIV.

Kingdom, may be of great Advantage to the Trade

and Navigation thereof, and may be a Means of employing and providing for great Numbers of industrious Poor, and Improvement of His Majesty's Reverence, and a Nursery for Seamen for the Navy of Great Britain, and may likewise be a Means of preventing the great Number of French Ships and Fish-

F

CHAP. ing-Boats which frequently fish upon the Coasts of XXIV. this Kingdom; therefore, for the Encouragement of such Persons as are willing to build Busses, or other

Veffels fit for fishing in deep Water, and salting such Fish on Board as shall be taken; be it enacted by the King's Most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Tempo-

ral, and Commons in this present Parliament assembled, and by the Authority of the same, That a the Revenue, Bounty of Twenty Shillings per Ton shall be paid anto Owners of Busses and nually out of His Majesty's Revenues, under the Ma-Vessels built pagement of the Commissioners of the Revenue to

Great Briin or Irethe Owner or Owners of fuch Vessels, or their Agents,
and, for fishas shall hereafter be built in Great Britain or Ireland,

and manned and navigated as by the Laws now in Force is directed, and hereafter more particularly deferibed for fishing on the Coasts of this Kingdom; and that every such Buss or Vessel that shall be em-

ployed in the said Fisheries, or whose Owners shall be to be decked, intitled to the Bounty of Twenty Shillings per Ton,

by Virtue of this Act, shall be a decked Buss or Vesfel, built in Great Britain or Ireland, after the Commencement of this Act, not under the Burthen of

Twenty Tons, nor shall the said Bounty be paid for more than One Hundred Tons Burthen, and shall pro-

ceed on the faid Fisheries from some Port in Ireland; and before such Buss or Vessel proceed on such Voy-

age, or be intitled to the Benefit of this Act, the shall.

enamined, and be visited by such Officer or Officers of the Revenue admeasured belonging to such Port, who shall be appointed by the

Commissioners of His Majesty's Revenue, or any Three or more of them, to examine into such Buss or Vessel,

and who shall take an Account of the Tunnage there-

Bounty out of the Revenue, to Owners of Buffes and Veffels built in Great-Britain or Ireland, for fishing on these Coasts,

built after Commencement of this Act, not under 20 Tons, no Bounty above 100 Tons, to-proceed from an Irish Port : first vifited, admeasured by the Revenue Officer, and certified to the Commissioners,

of, by Admeasurement, and shall certify such his Cn A.P. or their Visitation, Examination, and Admeasure- XXIV. ment, to the Commissioners of His Majesty's Revenue, and that she is a proper Vessel to be employed in the faid Fishery; and upon its further appearing by the Oath of One or more Owner of Owners, or their Agent, and of the Master or Chief Collector by Officer of fuch Buss or Vessel, written at the Foot of Owner or the faid Certificate, and made before the Collector or Agent and Comptroller of fuch Port, who are hereby respectively Foot of the impowered and required to administer the same, that real Intention it is really and truly their firm Purpose, and determin- to fish, well ed Resolution, that such Buss or Vessel shall proceed accoursed, on well manned, furnished, and accourred, to fish upon these Coasts, well manned, furnished, and accourred, to fish upon or within 35 fome one or more of the Coasts of this Kingdom, or Leagues, and within Thirty-five Leagues of the same, and that a keep a Jour-Journal shall be kept of all their Proceedings, and an count of Fish Account of the Quantities of Fish which shall be taken on producing on each Voyage; and if after such Certificate had, and the Journal Oath made as aforesaid, the Owner or Owners, Master, each Voyage or Chief Officer of such Buss or Vessel, do produce the attested on Master's Oath, Journal of their Proceeding, at the End of each Voy-Ownerintitled age, attested by the Oath of the Master or Chief Of- to said Bounficer of fuch Buss or Vessel, to prove that she was em- fishing Scason. ployed in the said Fishery, during the Season, then all fuch Requisites being fully performed, shall entitle the Owner or Owners to the faid Bounty.

II. And be it further enacted by the Authority aforesaid, That no Nets shall be shot or wet for the Nets not taking of Herrings in the Day-time, under a Penalty for Herrings in the of Five Pounds, to be recovered against the Owner Day,

F 2 of his od of her or

CHAP. or Owners of such Net, or of the said Buss or Vessel, and to be levied by Diffress and Sale of his or their XXIV. Goods and Chattels, by Warrant under the Hand and Penalty 51. Seal of a Justice of Peace of the County wherein the on Oath of 2 Witneffes, Party or Parties do reside, and before whom the Offence shall be proved, by Confession, or the Oath of Two credible Witnesses, which said Penalty, when recovered, shall be applied in Manner following: (that is to fay) one Moiety thereof to the Use of the Poor of to Parish Poor and Profecu- the Parish where the Person or Persons so forseiting shall reside, and the other Moiety to the Use of the Person or Persons who shall sue for the same.

Like Penalturday till af-

Sunday.

III. And be it further enacted by the Authority ty fishing from aforesaid, That no Nets shall be shot, nor any Boats go out to look for Fish from Sun-set on any Saturday ter Sunfet on Night, until after Sun-fet on Sunday Night immediately following, under the like Penalty of Five Pounds; to be recovered and applied in like Manner. as herein before is mentioned.

Partner-in Fishery not paying Proportion called for by the Majority, on 30 Days Notice in Gazette, fo much of his Share may be fold;

IV. And be it further enacted by the Authority aforesaid. That if any Number of Persons shall enter into a Partnership, or shall hereaster be incorporated by Charter, or otherwise, for carrying on a Fishery on the Coasts of this Kingdom by Common Stock or Subscription, and that any of the Partners, his, her, or their Executors or Administrators, shall refuse or negled to pay his, her, or their Proportion of such Sum or Sums of Money as shall be called for by the Majority of the Partners in such Common Stock or Subscription, at the Times when the same shall be appointed to be paid, Notice of fuch Call being given in . the-

the Dublin Gazette, by the Majority of the faid C H A P. Partners, at least Thirty Days before the Day appoint- XXIV. ed for such Payment, it shall be lawful for the Majority of such acting Part of the faid Company, to selland dispose of so much of the Share or Stock of the Person or Persons so neglecting or refusing, as shall produce the Sum which fuch Person or Persons ought to have paid on such Call, and if any Overplus shall. remain, to pay the same to the right Owner or Own-the setting ers thereof; and that it shall also be lawful for the said Majority may fue in Name acting Majority, if fo minded, to compel the Pay- of the Comment by Action of Debt, Plaint, or Bill, in any of pany or Go-His Majery's Courts of Law, to be laid or brought in written Notice the Name of faid Company, or the Governor thereof, if not paid in against the Subscribers, their Executors, and Adminis-due, as if trators, of all Sums which shall be subscribed to the by Subscrifaid Fishery, or such Part thereof as the acting Part of bers. the faid Company shall think proper to call in upon a written Notice, ferved upon the subscribing Party, of the Sum so called for, and not paid within one Month after the same had been due, as if the said Subscribers. had passed their several Bonds for the same:

Whales from that Whales may be prevented from frequenting the V. And be it further Enacted by the Authority aforesaid, That for an Encouragement to all Persons Exponention whatsoever, as well Bodies Politick and Corporate, as of White Herothers, shall engage in the faid Fisheries, there shall Barrel 32 100 be paid out of His Majesty's Revenue, under the Ma- Gallons de la lang Vefnagement of the Commissioners of the Revenue, a fels. Bounty of Two Shillings for every Barrel containing thirty-two Gallons, wherein good, found, and wellcured White Herrings shall be packed, upon the Exportation thereof; a Bounty of Two Shillings and

Sixpence:

and Conger Eel 3s. Gallons, bone.

CHAP. Sixpence on every Barrel of the fame Contents, XXIV. wherein good, found, and well-cured Mackarel Thall be packed, upon Exportation; a Bounty of five Shil-Mackarel 25. lings for every fix fcore of Lyng, taken on the Lyng ss. eve- Coasts of this Kingdom, upon the Exportation there-'ry o Score, Hake, Had- of; a Bounty of three Shillings for every fix Score dock, Glaffing of Hake, Haddock, Glaffing, otherwise Coal Fish, and Conger Eel, taken on the Coasts of this King-Wet Fish 4s. dom, upon the Exportation thereof; a Bounty of Four and 3d.1s. per Shillings and Threepence Farthing for every Tierce, containing forty-one Gallons, and so in Proportion, 31. per Ton Containing 1017)
Oilof Whales, wherein wet Fish, well cured, shall be packed, upon 30s of other Exportation thereof; a Bounty of three Pounds per manufactured Ton for Oil extracted from Whales, and thirty Shilhere; 4l. per lings per Ton for Oil extracted from other Fish taken on the Coasts of this Kingdom, and manufactured therein; a Bounty of four Pounds a hundred Weight for all Fins of Whales, commonly called Whale-bone, taken on the Coasts of this Kingdom, and manufactured therein.

Shooting at fmall Boats not of the Forfeiture of she Boat and by Civil Bill

VI. And whereas there is reason to apprehend, Whales from that Whales may be prevented from frequenting the Coast, by Persons constantly shooting at them from Whale fishery, small Boats: be it Enacted by the Authority aforesaid, That if any Person or Persons in small Vessels not decked, and not belonging to some Ship actually emto Profecutor. ployed in the Whale Fishery, shall shoot from Guns at any Whales, they shall for every such Offence forfeit to His Majesty the Boat in which such Offence was committed, together with the Penalty of Twenty Pounds, to be recovered and applied as aforesaid.

VII. And to prevent any Disputes which may arise, C HAPP. whether a Vessel be properly qualified, and duly fitted XXIV. out, for carrying on a Fishery, according to the true of Men to Intent and Meaning of this Act, and intitled to such Fishing Vessel Certificate, as herein before is mentioned, from the Burthen, and Custom-house Officers; be it Enacted by the Authoria Man every ty aforesaid, That every such Vessel shall be a decked Tons over. Vessel, built in Great Britain or Ireland, after the Commencement of this Act, and if but of twenty Tons, shall have not less than six Men on Board, and if of greater Burthen, shall, over and above the six Menaforesaid, have one Man for every eight Tons which shall exceed twenty Tons Burthen.

VIII. And be it further Enacted by the Authority The Offiaforesaid, That on Return of such Bus or Vessel, into cer immediany Port of Ireland, for her Discharge, the Chief Of- ately on Reficer of the Customs, or fuch other Officer of the Cus-fuch Veffel toms as he shall appoint at such Port, shall immediand Lading. ately repair on Board fuch Bufs or Veffel, and view with the real the Condition of fuch Veffel and her Lading, and to Perfons on certify the same, together with their Observations Board, thereon, and also the real Tunnage of the said Buss or fler before. Veffel; and the faid Officers are also to take an Ac-Collector, count of the Names of the Master, and other Persons on Board, and to certify the same; and the Mastershall make Oath before the Collector or Comptroller of fuch Port, (who are hereby respectively impowered and required to administer the same) that such Vessel went out to Sea on Purpole for fishing, and for no other Purpose whatsoever, and was not on any other Voyage, except for the Disposal of such Fish as she had caught, and for any Freight she may bring in Return for the

C H A P. same, nor pursued any other Delign, or View of Pro-

Tournal produced on Oath, all which Commission- a tisfied are to pay the Bounty on Demand.

XXIV. fit; and that the Vessel and Crew did remain fishing for fuch a Length of Time, as shall be specified in faid Affidavit, according to the Directions of this Act, and the Number of Men herein before directed to be on Board the said Vessel, and shall likewise produce to the Officer of the Customs at such Port, a Journal of their Proceedings at Sea, attested by the Oath of and Account the faid Mafter, or other Chief Officer on board fuch of Fish taken, Vessel, that the same contains a true Account of all their transmitted to Proceedings; all which Certificate, Journal and Oath, together with a true Account of the Quantity, and the who being fa- particular Species of Fish taken by the said Vessel, shall be transmitted by the Collector or Comptroller of such Port, to the Commissioners of His Majesty's Revenue; and the faid Commissioners being fully fatisfied of the faithful Dealings and Transactions of the said Master, and other Persons employed in such Vessels, with respect to such Voyage and Fishing, shall on Demand cause Payment to be made of the respective Bounties berein before directed, to be made to the Owner or Owners of fuch Buffes or Veffels, or to his or their Affigns, out of His Majesty's Revenue under their Management, and shall direct, that a particular and distinct Account be kept of the same.

On Entry and fhipping for Export Oath of the Port designed, 2 Sureties, in treble the Tonnage, and treble Value received, not

IX. And be it further enacted by the Authority aforefaid, That the Owners of such Fish as shall be taken, according to the Directions of this Act, shall, and Bond with on making a due Britry at the Custom-house, and shipping the same for Exportation, depose on Oath Bounty on the the Port they are defigned for, and shall also become bound with Two fufficient Sureties unto His Majesty, of the Bounty His Heirs and Successors, in the Penalty of Such Sum,

as shall be equal to treble the Bounty on the Tunnage CH A P. of his Veffel, intended by this Act, and also treble XXIV. the Value of fuch Bounties as he or they shall receive, to reland, unor be intitled to, by Virtue of this Act, conditioned less in Diffres not to re-land the Fish intended to be exported, in immediately made known any Port, Haven, or Creek, or other Place in Ireland, at nearest unless in Case of Distress, which shall be immediately Post; made known to fome One or more of the Officers of the Customs of the Port nearest to where such Vessel shall be stranded, which Bond the Collector of the the Bond in Port is hereby required to take, and the faid Bonds Force 3 Years are hereby declared to be good and valid in the Law, for the Sums respectively contained therein, and shall be in Force, for the Space of Three Years, against the Obligors therein mentioned, their Heirs, Executors, and Administrators.

X And for preventing any Frauds that may be attempted, by claiming any of the aforesaid Bounties for any Fish carried to Foreign Markets, which have No Bounty, not been caught upon the Coasts of this Kingdom, wit of Fish within the Distances herein before described; be it caught on enacted by the Authority aforesaid, That no Owner within such or Owners of any fuch Fish, shall be intitled to any Distance. of the Bounties aforesaid, unless such Fish for which fuch Bounties shall be claimed, shall be proved by fufficient Affidavits, made before the Collector, or Officer's Cerother principal Officer of some Port in this Kingdom, tificate of Landing and (which Oath the said Officer or Officers are hereby Exporting, impowered to administer) to have been caught upon with the Quantity and the Coasts of this Kingdom, within the Distances live. herein before described, and the said Collector or other Officer shall then certify under his Hand, that the faid Fish was first landed in, and then exported from: the faid Port of this Kingdom; in which Certificate

thall.

CHAP, shall be specified the Quantity and Quality of the Fish

Affidavit of the Foreign

Merchant be-

Magistrate or

British Con-

ful, and of the Mafter of

her Return,

before the

Collector. that he was

prefent.

XXIV. fo exported, and then and in that Case the Affidavit of fuch Foreign Merchant, to whom the Veffel was configned, made before the Chief Magistrate of the Port where he relides, or a British Conful, in Case any fuch there be, there specifying particularly the Quantity and Species of Fish landed at such Foreign Marfore the Chief ket, together with the Affidavit of the Master, or other Chief Officer of such Vessel on her Return to Ireland, made before the Collector or Comptroller of the Veffel on the Port where the shall arrive, (who are hereby respectively impowered and required to administer the fame) that he was present, and did see the Foreign Merchant (mentioning his Name) fign and fwear the faid Affidavit before the Chief Magistrate of the Foreign Port, or British Conful residing there; and upon delivering to the Collector of the Port in Ireland, where fuch Vessel shall arrive, the said two Assidavits, and performing all other the Directions of this Act, intitle the Owners to the feveral Bounties respectively mentioned.

Said Bounties for 6 Years.

XI. Provided always, That the Bounties hereby allowed and given on conforming to the Regulations aforesaid, shall be paid during the Space of Six Years from the Commencement of this Act, and no longer.

Not to ex-

XII. Provided also, That nothing in this Act elude fishing as heretofore. shall extend, or be construed to extend, to exclude any of His Majesty's Subjects from fishing, or carrying on the White Herring and other Fisheries, in fuch Manner as they might have done, in Case this Act had never been made.

fand File was first landed in, and then ex

Mc Arid Port of this Kingdom : in which'

AN

A C T

TO

Explain and amend the several Laws made in this Kingdom, for the effectual Prefervation of Salmon Fish

Anno Regni tertio Georgii III. Regis.



DUBLIN:

Printed by the Executors of David Hay, Affignee of the late BOUETER GRIERSON, Printer to the King's Most Excellent Majesty. 1778.

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Anno Regni tertio

GEORGII III. Regis.

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TO

Explain and amend the several Laws made in this Kingdom, for the effectual Preservation of Salmon Fish.

CHAP. XXXV.

WHEREAS by an Act of Parliament passed in this C H A P. Kingdom, in the Thirty-first Year of the Reign XXXV. of His late Majesty King George the Second, intituled, 31 Geo. 2, An Act to explain and amend the several Laws in this c. 13, recited, Kingdom, for the effectual Preservation of Salmon Fish, sec. 3. it is among other Things Enacted, That from and after the Twenty-fifth Day of March, One thousand seven hundred and fifty-eight, no Person whatsoever should, at any Time between the Twelsth Day of August,

CHAP. August, and First Day of February, in any Year, XXXV. fish in any River with any Net, Fishing-Rod, or other Instrument, or carry on the Bank of any River, any Gaff, Loop, Net, Lister, or Spear, or any other Instrument for killing of Salmon, under the Penalty of Five Pounds, Sterling for fuch Offence; and it was thereby also further enacted, That every Proprietor, or Farmer, of any Salmon Fishery, or other Person whatsoever, who should at any Time between the Twelfth Day of August, and First Day of February, in any Year, kill, or take, or be aiding, abetting, or accessary to the killing or taking of Salmon in any River, being thereof convicted, should for every such Salmon so killed or taken, forfeit the Sum of Forty Shillings; and the several Forfeitures to be sued for, levied, and recovered, in such Manner as by the said Act is directed; but by the faid Act it is provided, That nothing in the faid Act contained, should exeertain Rivers tend, or be construed to extend to the Rivers Rathmelton, Lackhagh, Donnegall, Bundrouse, all in the County of Donnegall; the River of Sligo; the River Shannon, from the Sea to the Island of Saint Thomas, above the Salmon Wyer belonging to the City of Limerick; the River Boyne, Lough-lean, the Rivers Lanne and Caragh, in the County of Kerry; the River Lee, which runs to the City of Cork; and the River Bufk, Inconvenience in the County of Antrim; the River Newport, in the County of Mayo; in which said Rivers Salmon is in Seafon throughout the Year; but the above-mentioned Proviso and Exception, that nothing in the said Act contained should extend to the said Rivers, is found very prejudicial to the respective Proprietors and Farmers of the said several Rivers, as they are by the said Proviso so far

excepted. thereout ;

of fuch Exception,

far debarred and prevented from having the Benefit CHAP. of the Act for preserving their Mother and Spawning XXXV. Salmon, that the Forfeiture of Five Pounds cannot be levied off the People offending in killing the Mother or Spawning Salmon in the faid respective Rivers: For Remedy whereof, be it enacted by the King's Most Excellent Majesty, by and with the Advice and Confent of the Lords Spiritual and Temporal, and Commons in this present Parliament affembled, and by the Authority of the same, That from and after the First Day of May, One thousand seven hun-none, save dred and fixty-four, no Person whatsoever, except Proprietors the respective Proprietors and Farmers of the said of said Rivers respective Rivers and Salmon Fisheries, shall at any and Fisheries, Time between the Twelfth Day of August, and First tween 12 Day of February in any Year, fish in any of the said Aug. and 18 Rivers, or in the River Earne, or Salmon Fishery of in the Earne, Ballysbannon, between the Twelfth Day of August fhancos, beand the First Day of May, with any Net, Rod, or tween 12 Aug. any other Instrument whereby Fish may be taken or nor carry inkilled, or carry a Rod, Gaff, Loop-Net, Lister, or struments on the Banks, Spear, or any other Instrument, whereby Fish may be killed or taken, on the Banks of any of the faid Rivers; and if any Person shall offend herein, every on one Witfuch Offender being thereof convicted by Confession ness before a or by the Testimony of any one credible Witness up- ty 51. besides on Oath, before some one Justice of the Peace for Boatand Nets, the County where such Offence shall be be committed (which Oath fuch Justice of the Peace is hereby impowered and required to administer) shall for every fuch Offence forfeit the Sum of Five Pounds Sterling, over and above the Boat and Nets, the same to be levied by the Warrant of such Justice by Distress and Sale of the Offenders Goods, and to be paid to the Inform : Cr

for Want of Distress, imprisonment, not above 3, nor under 1 Month.

C'H A P. Informer or Informers; and if no fufficient Diftres XXXV. can be found, the Offender shall by the like Warrant be committed to the County Gaol, there to remain without Bail or Mainprize for such Time, not exceeding Three Months, nor less than One Month, as such Justice shall appoint, unless such Forfeiture shall in the mean Time be paid, in which Case the Offender shall be enlarged.

Proprietors with a Sole Rope, with

None, fave II. And whereas the several Proprietors and Farand Farmers mers of the feveral Salmon Fisheries within this to use in Sal- Kingdom, in general, are continually disturbed in the Boats or Nets Property of their faid feveral Salmon Fisheries, and fuch Properties and Salmon Fisheries destroyed by se-Sinks or other veral Persons on Pretence of taking smaller and other Infrument for Kinds of Fish, within the Bounds of the faid feveral Salmon Fisheries throughout this Kingdom in general; be it therefore enacted by the Authority aforefaid, That from and after the First Day of May, One thousand seven hundred and fixty-four, no Person or Persons whatsoever (except the Proprietors and Farmers of the faid feveral Salmon Fisheries and their feveral and respective Fishermen) shall make Wie of any Boat, or Fish with any Net or Nets of any Kind, that hath or shall have a Sole, Rope or Ropes, with Sinks of any Kind thereunto fixed, or make Use of any other Instrument whatsoever, for taking or killing of Salmon within the Limits of the. faid feveral Salmon Fisheries throughout this Kingdom; and if any (except the faid Proprietors and Farmers, and their Fishermen, by them respectively employed) shall offend herein, every such Offender, being thereof convicted as aforefaid, shall forfeit the Sum of Five Pounds Sterling, together with the Boat

Benalty 51. with the Boat, Scc.

or Boats, Net or Nets, with all and every other CHAP. Instrument made Use of in committing such Of- XXXV. fence, the same to be recovered and disposed of in Manner herein before directed; and that the Li-Bounds of mits and Bounds of all and every Salmon Fishery in Salmon fisheries as enjoyed this Kingdom, is and are hereby deemed and under- 31 Years past. stood to be such as they have been severally and respectively held, possessed, and enjoyed, by the several and respective Proprietors, and the several and respective Farmers deriving under them, for Thirty-one Years past.

And whereas the Proprietor and his Tenants, and Farmers of the Salmon Fishery of Sligo are con- the Salmontinually disturbed in the Property of the said Salmon go from the Fishery; be it enacted by the Authority aforesaid, Wyer to the Oyster Mand. That from and after the First Day of May, One thoufand seven hundred and fixty-four, no Person whatsoever except the Proprietor, his Tenants, and Farmers of the Salmon Fishery aforesaid, shall make Use of any Boat, or of any Net or Nets, that will have a Sole-Rope with Sinks affixed thereunto, nor of any other Instrument whatfoever, wherewith Salmon may be taken or killed in the faid River, from the Salmon Wyer above the Town of Sligo, down to the Oyster Island; and if any Person shall offend herein, every such Offender for every such Offence shall forfeit the Sum of Five Pounds Sterling, together with the Boat or Boats, Net or Nets, and all other Sorts of Instruments used by them in such Offence, to be recovered and disposed of in Manner herein before-mentioned.

In Loughtors or those employed may fih till ift Sept.

CHAP. IV. And whereas in the River of Loughfoyle, in XXXV, the Counties of Londonderry, Donnegall, and Tyrone, Salmon-Fish in the Months of July and August are known to be in the greatest Plenty and highest Season; be it enacted by the Authority aforesaid, That it shall and may be lawful for the Proprietors of the feveral Fisheries in the said River of Loughfoyle, and for the Perfons employed by or acting under them, to continue to fish until the first Day of September, in every Year henceforward; any Thing herein before contained to the contrary thereof in any wife notwith-

Difference be it counted by the Authority atoretical

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Bott, or of a , Clatter Nets, that will have a Sole- & will and a second thereigned on any other inferipleas whathever, wherewith Salm a may be rated

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A C T

FOR

Explaining and amending an Acl, intituled, An Act for the Encouragement of the Fisheries of this Kingdom.

Anno Regni quinto & sexto Georgii III. Regis.



DUBLIN:

Printed by the Executors of DAVID HAY, Assignee of the late BOULTER GRIERSON, Printer to the King's Most Excellent Majesty. 1778.

CHAP. of the limites of this Lin journe Ante Repri printe Spice Congil III. Regin. DUTTIN: Pignish by the Presidence of Layre Mary Salage Ling's to Culture March 1773.

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orefent Act.

Anno Regni quinto & fexto

GEORGII III. Regis.

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A C T

FOR

Explaining and amending an Act, intituled, an Act for the Encouragement of the Fisheries of this Kingdom.

C H A P. VII.

Year of the Reign of His present Majesty VII.

King George the Third, intituled, An Ast 3 Geo. 3, c.

for the Encouragement of the Fisheries of this Kingdom, 24, sec. 18 7,

it is amongst other Things enacted, that every Buss or by which fishing Vessels, vessels that shall be employed in the said Fisheries, or intuled to 200s.

whose Owners shall be intitled to the Bounty of per Ton Bounwhose Owners shall be intitled to the Bounty of ty, must be
Twenty Shillings per Ton, given by the said Act, decked.

CHAP. shall be a decked Buss or Vessel: And whereas in ma-VII. ny Parts of this Kingdom, where Harbours and Ports are contiguous to the Fishing-Ground, it may be more convenient to falt and cure on Shore all such Fish as shall be taken, and the Vessels therefore employed in Fishing Ves- catching and taking said Fish, are in many Places fince faid Act found to be more fafe and commodious for the Fisheror hereafter, men on Board, by being partly decked and partly intitled to faid open; be it enacted by the King's Most Excellent Ma-Bounty, tho' partly decked jesty, by and with the Advice and Consent of the Lords and partly Spiritual and Temporal, and Commons in this present open, if otherwise qua- Parliament assembled, and by the Authority of the lified pursuant to faid Act, fame, That the Owners of all Busses or Vessels which and on com- have been built fince the Commencement of the faid plying with other Requi- Act, or that shall be built after the Commencement fites not here-by dispensed of this present Act, which are in every other Respect duly qualified according to the Directions and the Inwith. tent and Meaning of the faid Act, although they shall be partly decked and partly open, shall be intitled to the Bounty given by the faid Act, on Compliance with the several other Requisites in the said Act mentioned, or such of them as are not dispensed with by this

Producing and attefting Proceedings fter before 3, C. 24.

present Act.

II. And whereas a Doubt has arisen upon the the Journal of Words of the faid Act, whether among other Requiat See, and fites to intitle the Owner or Owners of fuch Buss or Oath by Ma- Veffel to the Bounty given by the faid Act, it may Collector, and not be necessary for the Owner or Owners, Master, or Certificate by Chief Officer of fuch Buss or Vessel, to produce the Cultoms, at Journal of their Proceedings at Sea, and to attest the Fishing Season same, and for the Master of such Bus or Vessel also to sufficient make such Oath before the Collector of the Customs,

as is directed by the faid Act to be made at the End CHAP, of each Voyage, every Time that, and as often as the said Vessel comes into Port, in Order to land any of the Fish taken by her off the said Port, by which great Delay and Interruption would be given to the Fishing Business, and especially to such Persons as are employed therein for the Purposes of supplying the Markets of Dublin with Fish during the Times of the Fishing-Season: For Remedy whereof, and for explaining the faid Act, be it declared and enacted by the Authority aforesaid, That the producing and attesting the said Journal, and the Master or Chief Officer of such Bus or Vestel making such Oath before the Collector of the Port, and the Officer of the Customs, certifying such Matters as are directed by the faid Act, at the End of the Fishing-Season, shall be sufficient within the Intent and Meaning of the faid Act, for all the Purposes therein mentioned; and if any Person or Persons shall wilfully swear falsely in any Oath or Oaths directed by this Act to be taken, or shall corruptly procure any Person or Persons to Falle sweetfwear falfely in any of the faid Oaths, every Person ing, or probeing convicted of such Offence, shall incur all such nished as Per-Pains, Penalties and Forfeitures, as Persons who com-jury mit, or corruptly procure or feduce any Witness to commit, wilfer or corrupt Perjury, are now subject to by any Law or Statute now in Force in this Kingdom.

III. And whereas the Penalty of Five Pounds, in inflead of 51. flicted by the said Act upon any Person who shall for shooting hoot any Net or Nets for the taking of Herrings in rings by Day, the Day-time, and also the like Penalty of Five or going out for Fish on Pounds, Sundays,

by Civil Bill

CHAP. Pounds, inflicted by the faid Act, for any Boats which shall go out to look for fish from Sun-set on Saturday Night, until after Sun-set on Sunday Night, have not been found sufficient to deter Persons from the same; be it enacted by the Authority aforesaid, That every Person who shall be guilty of any of the Offences aforefaid, shall, instead of the said Penalties, be subject for every fuch Offence to the Penalty of Ten Pound; and to Profecutor. that fuch Penaity shall and may be recovered by any Person who will sue for the same, within Three Months next after the Offence committed, by Civil Bill before the Justice or Justices of Assize, at the Affizes for the County where such Offender usually lives or resides, or at the Quarter Sessions to be held for the County of Dublin, if such Offender usually refides there; fuch Penalty, when recovered, to be to the Use of the Person so suing for the same.

Bounties on exporting Fish by 3 Geo. 3, c. 24, fec. 1, payable if taken within 95 Leagues in any Veffel whatever.

Pounds Survey

band | banoi:

IV. And whereas a Doubt has arisen upon the Words of the faid Act, whether the Bounty payable on the Exportation of the several Kinds of Fish therein mentioned, be payable upon the Exportation of any Fish, fave only such as are taken on Board such Buss or Vessels as are particularly described in the said Act: For removing which faid Doubt, be it declared and enacted by the Authority aforesaid, That the several Bounties given by the faid Act upon the Exportation of Fish, shall be payable to the Owner or Owners of the Fish, upon the Exportation of the several Kinds thereof, in the said Act mentioned, the same being prepared for such Exportation, in the Manner in the said Act directed; Provided the said Fish shall have been taken

time, and allo the like Censity of Divert

on the Coasts of this Kingdom, or within Thirty-five C H A P. Leagues thereof, in any Veffel whatever.

V. And be it enacted by the Authority aforefaid, That the Penalty of Twenty Pounds, inflicted ty by 3 Geo. by the said Act, upon such Person or Persons as shall 3, cap. 24, sec. be guilty of shooting at Whales from Boats or small ing at Whales Vessels, not belonging to some Ship actually employed &c. by Civil in the Whale Fishery, shall and may be recovered by Bill to Profeany Person for his own Use, who shall sue for the same by Civil Bill, in the fame Manner as the Penalties herein before mentioned are appointed by this Act to be recovered.

20l. Penal-

VI. And whereas several Doubts have arisen concerning the true Construction and Meaning of the Clause in the said Act, for preventing Frauds that may be attempted by claiming any of the Bounties given by the faid Act, for Fish carried to Foreign Markets, which have not been caught on the Coasts of this Kingdom, within the Distance in the said Act described: For the explaining and amending of the faid Act, be it declared and enacted by the Authority aforefaid, That no Owner or Owners of any Fish, shall be No Bounty on intitled to the Bounties given upon the Exportation Export of thereof, except as herein after is mentioned, unless Officer's Cerfuch Fish shall be first landed in, and afterwards ex- tificate of beported from, some Port in this Kingdom, and unless ed in, and affuch Fish, for which such Bounty shall be claimed, terwards ex-shall be proved by sufficient Assidavit made before the an Irish Port, Collector or other principal Officer of the faid Port; with the Quantity and which Oath or Oaths fuch Collector or Officer is Quality, and hereby impowered and required to administer, to have Affidavit be-

VII. cer of being Coast within the Distance in said A&, and Performance of the other Requifites.

CHAP. been caught on the Coasts of this Kingdom, within the Distance in the said Act described; and the said Collector or principal Officer shall then certify under caught on the his Hand, that the faid Fish was first landed in, and then exported from the faid Port of this Kingdom, and in the faid Certificate shall also specify the Quantity and Quality of the Fish so exported; which Affidavit being so made, and Certificate given as aforesaid, the Owner of such Fish shall, on his performing all the other Directions of the faid Act, be intitled to and paid the several Bounties respectively given by the said Act upon the Exportation of the faid Fish.

Veffels proceeding to ket without touching here, on producing an Affidavit of the Foreign Merchant made before the Chief Magistrate or British Consul there, with the Quantity and Species, tainon Return Officer of taking the Fish within feeing said Merchant fign and fwear,

VII. And whereas it may frequently happen, that Foreign Mar- several of the large Busses or Vessels employed in the faid Fisheries, having salted and cured a sufficient Quantity of Fish for their Cargoes at Sea, may find it expedient to proceed directly with fuch their Cargoes to some Foreign Market, without touching at any Port in this Kingdom ! Be it enacted by the Authority aforesaid, That then and in that Case upon an Affidavit being made by fuch Foreign Merchant, to whom the Vessel shall be configned, before the Chief and Affidavit Magistrate of the Port where he resides, or a British by the Cap- Conful, in Case any such there be, specifying particubefore the larly the Quantity and Species of Fish landed at such Foreign Port or Market, and also upon a further Affidavit of the Master, or other Chief Officer of such prescribed Vessel on her Return to Ireland, being made before the Collector or other principal Officer of the Port where she shall arrive, who are hereby impowered and required to administer the same, setting forth that all the faid Fish so landed at the faid Foreign Port or Market,

Market, was taken upon the Coasts of this Kingdom, C H A P. within the Distance described in the said recited Act, VII. and setting forth that he was present, and did see the Foreign Merchant, mentioning his Name and Place of Abode, sign and swear the said Assidavit before the Chief Magistrate of such Foreign Port, or British Consul residing there, and upon delivering to the Collector of the Port in Ireland, where such Vessel Owner paid shall arrive, the said Two Assidavits, the Owner or Bounties in Owners of the Fish, shall be intitled to, and be paid said Act.

Owners of the Fish, shall be intitled to, and be paid said Act.

of Fish therein particularly mentioned.

VIII. And for the better and more effectual Encouragement of the Fisheries of this Kingdom; be it tiescontinued, enacted by the Authority aforesaid, That all the seve-14 Years, &c. from April 1, ral Bounties by the said Act given and allowed, on 1766. conforming to all the several Regulations in the said Act mentioned, which are not altered and dispensed with by this Present Act, and also to such Regulations as are made necessary by this Act, shall be paid, for and during the Space of Fourteen Years, from the First Day of April, One thousand seven hundred and sixty-six, and from thence to the End of the then next Session of Parliament, and no longer.

IX. Provided always, that the faid Act, and eve- 3 Geo 3, ry Clause and Article therein contained, and not cap. 24, in herein and hereby altered or repealed, shall continue altered. in full Force.

VII.
Liberty of fifting as heretofore, fave where Penalties.

X. And provided always, That nothing in the faid Act, or in this present Act, shall extend to, or be construed to extend to exclude any of His Majesty's Subjects from fishing or carrying on the White Herring and other Fisheries, in such Manner as they might have done in Case this Act had never been made (the Cases before-mentioned, where Penalties are inflicted, only excepted).

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CLAUSE

Anno Regni septimo & octavo

GEORGII III. Regis.

CLAUSE

it enacted by the Authority storefaid. That from her

employed on Board fuch Veffels during the Fifthen Station, to intitle til Avn 3 Overeef to faid Bounty

o hall in all other Refineds comply with the Re

FOR

Continuing, reviving, and amending feveral Temporary Statutes, and other Purposes therein mentioned.

CHAP. XX.

HEREAS by Two several Acts passed C HAP.

in the Third and Sixth Years of His preXX.

sent Majesty's Reign, for the Encouragecap. 24

ment of the Fisheries in this Kingdom; it is required, 5 & 6 Geo.

That every Vessel shall have Six Men for the first 3, cap. 7.

the Number Twenty Tons, and one Man for every Eight Tons of Men thereexceeding Twenty Tons, employed on Board said Vessel intitle to

sel during the Fishing Season, to intitle the Owners Bounty on

Tonnage inthereof convenient.

Anno Regni septimo & octavo, &c.

70

CHAP. thereof to the Bounty given on the Tonnage of faid Vessels, but it is found by Experience, that so great a Number of Men being required as aforefaid, subjects the Owners of faid Vessels to great Inconveniencies

and Difficulties, in Regard the Fishermen of this Kingdom, are mostly employed and paid on Board faid Vessels by the Shares: For Remedy whereof, be it enacted by the Authority aforesaid, That from hence-

fofficient.

thereof commen

100

4 Men for forth, Four Men for the first Twenty Tons, and one and I every Man for every Eight Tons exceeding Twenty Tons, 8 Tons over shall be deemed a fufficient Number of Men to be employed on Board fuch Veffels during the Fishing Season, to intitle the Owners thereof to said Bounty, who shall in all other Respects comply with the Requifites prescribed by said Acs.

TOR

Continuing, reviving, and amending feveral Temporary Statutes, and other Purpofes therein mentioned.

CHAR

THEREAS by Two leveral Ads pailed Carry. in the Third and Sixth Years of kin prefent Majesty's Reign, for the Encourage- 3 Geo. 3 went of the Filhenes in this Kingdom; it is required, 13 6 Com. That every Verial thall have Six Men for the first . . . one, and one Man for every Right Tons William Thread Time copy per on Board faid Vel- Life. fel during the Filding Staton, to intitle the Owners Joseph on

CLAUSES

Anno Regni undecimo & duodecimo

GEORGII III. Regis.

CLAUSES

OF AN.

ACT

FOR

Granting unto His Majesty an additional Duty on the several Commodities, Goods, and Merchandizes therein mentioned, &c.

CHAP. L.

A N D be it further enacted by the Authority C H A P. aforesaid, That the said Tax of One Shilling per Barrel, hereby granted and impossed upon all Herrings imported into this Kingdom, rel on Herbe paid to the Dublin Society, to be by them applied rings imported to the Encouragement of the Fisheries in the North-West Parts of this Kingdom.

II. Provided

CHAP.

I.

II. Provided always, in Case any Herrings so imported shall be re-exported within Nine Calendar Months after such Importation, that the Duties hereby imposed, paid on such Importation, shall be repaid to, and drawn back by the Exporter or Exporters of the same.

OF A W.

HO H

Granting unto His Majesty an additional, Ducy on the Swead Commodities, Cooles, and Merchandizes therein mentioned, ex.

CHAP. I.

A N D be bracked by the Authority C H A D line aforeted, That the faid Tax of One Shile— I ling for Bertel, hereby grances and meters for the held appear to the into the Kingdom is a Hereby at a his better and the line hereby at the hereby at the hereby at the hereby and the hereby at the hereby and the hereby and the hereby and the hereby the hereby

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XXXI.

GEORGII III.

REGIS

Magnæ Britanniæ, Franciæ, & Hiberniæ,
DECIMO QUINTO.

At the Parliament begun and holden at Westminster, the Twenty-ninth Day of November, Anno Domini 1774, in the Fisteenth Year of the Reign of our Sovereign Lord GEORGE the Third, by the Grace of God of Great Britain, France, and Ireland, King, Defender of the Faith, &c.

Being the First Session of the Fourteenth Parliament of Great



LONDON: Printed by CHARLES EYRE, and WILLIAM STRAHAN;

AND

D U B L I N: Re-printed by the Executors of DAVID HAY, Assignee of the late BOULTER GRIERSON, Printer to the King's Most Excellent Majesty. 1778.

GEORGIIII

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Magne Britannie, Frencie, C Minne States

DECIMO QUINTO:

At the Parliament begun and hidden as Modern Cor. the Twenty-ninth Day at November 2000 Demon 1774 in the Prince of the Reign of our Sovereign Lord GEORGE the Third, by the Greee of Cod of Great Britain, France, and Ireland, King, Defender of the Faith, Cfc.

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I.ONDON: Printed by CHARTES EVRE, and WILLIAM STRAHAM;

DAVID HAY, All gnee of the late Fourtran Grinneson, Protter to the King's Most Excellent Majesty. 1778.

ANNO DECIMO QUINTO GEORGII III. Regis.

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note thefe great and important Purpoles, and with

The Laberty on the LA Daks to the greate

FOR

The Encouragement of the Fisheries carried on from Great Britain, Ireland, and the British Dominions in Europe; and for securing the Return of the Fishermen, Sailors, and others, employed in the said Fisheries, to the Ports thereof, at the End of the Fishing Season.

henw C H A P. XXXI. refliged sidd

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Majesty's Subjects of Great-Britain, and of XXX the British Dominions in Europe, have been found to be the best Nurseries for able and experienced Preamble. Scamen, always ready to Man the Royal Navy when Occasions require; and it is therefore of the highest and to an advantage of the highest of the highe

C H A P. National Importance to give all due Encouragement to XXXI. the faid Fisheries, and to endeavour to secure the annual Return of the Fishermen, Sailors, and others employed therein, to the Ports of Great-Britain, and of His Majesty's Dominions before-mentioned, at the End of every Fifting Seafon: Now, in Order to promote these great and important Purposes, and with a View, in the first Place, to induce His Majesty's Subjects to proceed early from the Ports of Great-Britain to the Banks of Newfoundland, and thereby to profecute the Fishery on the said Banks to the greatest Advantage, may it please Your Majesty that it may be enacted, and be it enacted by the King's Most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons in this present Parliament affembled, and by the Authority of the same, That from and after the first Day of January, One thousand seven hundred and seventyfix, the respective Bounties, herein after-mentioned, shall be paid and allowed annually, for eleven Years, for a certain Number of Ships or Veffels employed in the Britis Fishery on the Banks of Newfoundland; under the Limitations and Restrictions herein-after expreffed, that is to fay, fuch Veffels shall appear by their Register to be British bailt, and owned by His Majesty's Subjects residing in Great-Britain or Ireland, Act 10-& 11 of the Islands of Guernsey, Jeryey, or Man, and be of the Burthen of fifty Tons or upwards, and navigated with not less than fifteen Men each, three fourths of whom, besides the Master, shall be His Majesty's Subjects, and in other Respects qualified and subject to the same Rules and Restrictions as are described by an Act made in the Tenth and Eleventh Years of the Reign

After Jan. 1, 1.776, Bounties to be given to Vefiels fitted out from Great-Britain or Ireland for the Newfoundland Fishery,

qualified as by XXXI.

Reign of the late King William the Third, intituled; CHAP. An Act to encourage the Trade to Newfoundland; and XXXI. fhall be fitted and cleared out from some Port in Great-Britain after the said First Day of January, One thoufand feven hundred and feventy-fix, and after that Day in each fucceding Year, and shall proceed to the Banks of Newfoundland; and having catched a Cargo of Fish upon those Banks, consisting of not less than Ten Thousand Fish by Tale, shall land the same at one of the Ports on the Southern or Eastern Side of the Mand of Newfoundland, between Cape Ray and Cape de Grat, on or before the fifteenth Day of July in each Year, and shall make one more Trip at least to the faid Banks, and return with another Cargo of Fish catched there, to the same Port; in which Case, the Twenty-five Veffels first arriving at the said Island of Newfoundland from the Banks thereof, with a Cargo of Fish catched there, consisting of Ten Thousand Fish by Tale at the least, and after landing the same. at one of the Ports within the Limits before-mentioned in Newfoundland, shall proceed again to the said Banks, and return to the faid Island with another Cargo of Fish, shall be intitled to Forty Pounds each; and One Hundred Vessels which shall so arrive the next in Order of Time, on or before the said-Fifteenth-Day of July in each Year, at the faid Island, with a like Cargo, and shall proceed again to the faid Banks, and return from thence in the Manner herein-before mentioned, shall be intitled to Twenty Pounds each ; and One Hundred other Vessels which shall so arrive the next in Order of Time, on or before the faid Fifteenth Day of July in each Year at the faid Island, with a like Cargo, and shall proceed again to the said-Banks,

CHAP. Banks, and return from thence in the Manner herein-XXXI. before mentioned, shall be intitled to Ten Pounds each.

> to the Collector of His Majesty's Customs at the Port in Great-Britain from whence such Vessel was cleared

be produced to the Collecfrom the Governor of Newfoundland, of the Qualification

upon the Mafter or Owner of fuch Veffels producing Certificates to out, a Certificate, under the Hand and Seal of the Governor of Newfoundland, that the Master of such tor of Customs Vessel had produced to him a Certificate under the Hands of the Collector and Comptroller of the Cuftoms at the Port from whence fuch Veffel was cleared out, testifying that such Vessel was duly qualified to of Ships, &c. proceed on such Fishery in pursuance of the before mentioned Act made in the Tenth and Eleventh Years of King William the Third; and that it has been made appear to his Satisfaction, by a Certificate under the Hand and Seal of the Naval Officer of the District in Newfoundland where such Fish was landed, or where there is no Naval Officer, under the Hand and Seal of the Commander of any of His Majesty's Ships stationed there, or of fuch Officer as the Governor shall approve, specifying the Time of such Vessel's Arrival, in Manner before directed, that fuch Veffel was intitled, by the Priority and Time of her Arrival, to one or other of the Bounties therein mentioned, as the Fact. may be; and that the Master and Mate of such Vessel Mates to make had made Oath before fuch Naval or other Officer as aforesaid, that the Number of Fish taken on the first Trip amounted to Ten Thousand at least by Tale; that he had made two Trips at least, and that all the Fish on both Trips were catched on the Banks of Newfoundland; which Certificate and Oath the faid Governor and Naval or other Officer as aforesaid, are

hereby impowered and required to grant and adminif-

Mafters and Oath.

Certificates and Oaths to be granted and adminiftered without Fee.

Filhery.

ter to the Master and Mare of such Vessel without Fee C H A P. or Reward; and upon delivering up the said Certificate XXXI. to fuch Collector, the respective Bounties therein men-Collectors of tioned shall be paid by such Collector, out of any Mo- Customs to ney remaining in his Hands arising by the Duties of pay the Boun-Customs, or other Subsidies upon Foreign Goods imported into this Kingdom: And in case such Collector shall not have sufficient Money in his Hands to pay the faid Bounties, he shall certify the same to the Commissioners of His Majesty's Customs in England or Scotland respectively, who are hereby authorized and required to order the same to be paid by the Receiver-General of the Customs, out of any Money in his Hands arising by any of the Duties and Revenues under their Management respectively.

II. And be it further enacted by the Authority aforesaid, That for the better Accommodation of the Newfound-Persons belonging to Vessels employed in the New-land not in use foundland Fishery, it shall and may be lawful for the may be used Masters and Crews belonging to any Vessels fitted out drying Fish. and employed in that Fishery in pursuance of this or any other Act, to occupy and use for the Purpose of curing, falting, drying, and husbanding their Fish, any vacant or woid Space whatever on any Part of Newfoundland, which is not then occupied and used for the faid Fishery, without any Lett, Disturbance or Hinderance from any Person or Persons whatsoever, although such unoccupied Places may not before have been reputed Ships-Rooms, and all fuch unoccupied Places shall from henceforth be deemed and taken to he Ships-Rooms, any Custom or Usage to the contrary notwithstanding y to sind W

HI. And

CHAP. XXXI.

What Bounthe Whale Fifhery.

III. And in order to induce His Majesty's Subjects in Great-Britain and Ireland, and the Islands of Guernley, Jersey, and Man, to carry on the Whale-Fishery on the Coasts of Newfoundland, and the Seas adjacent, given to Ships be it further Enacted by the Authority aforesaid, That the several Bounties hereafter mentioned, shall be allowed annually for Eleven Years, for Five Vessels employed in that Fishery, under the Limitations and Reftrictions herein-after expressed, that is to say; such Vessels shall appear by their Register to be British built, and owned by His Majesty's Subjects residing in Great-Britain, Ireland, or the Iflands of Guernsey, Yersey, or Man, and navigated with three-fourths of His Majesty's Subjects of Great-Britain, Ireland, or the Islands of Guernsey, Jersey or Man, besides the Master, and shall be fitted and cleared out from some Port in Great-Britain or Ireland, or the Islands of Guernsey, Jersey, or Man, after the First Day of January, One thousand seven hundred and seventy-fix, and after that Day in each fucceeding Year, and shall take and kill One Whale at least in the Gulph of St. Lawrence, or on the Coast of Labradore, Newfoundland, or in any Seas to the Southward of the Greenland Seas and Davis's Streights, and shall return within the same Year to some Port in England, with the Oil of such Whale or Whales so taken as aforesaid; and on the Master and Mate of such Vessel, and two of the Mari-Majes making ners belonging to her making Oath before the Collector and Comptroller of the Customs at the Port of her Arrival (which Oath they are hereby authorized and required to administer) that such Oil is the Produce of one or more Whale or Whales taken and killed

killed by the Crew then belonging to fuch Veffel, CHAP. mentioning the Time when the departed from Great XXXI Britain, Ireland, or the Islands of Guernsey, Jersey, or Man, and from what Port, and the Time and Place where fuch Whale or Whales was or were taken and killed, fuch Oil may be landed without Payment of any Duty whatfoever; and the Collector and Company troller of such Port shall thereupon forthwith transmit such Oath to the Commissioners of His Majesty's Customs at London, any Four or more of whom are hereby authorized and required to order the Receiver-General of His Majesty's Customs to pay out of any Money in his Hands, arifing by any Duties under their Management, for the Vessel which shall so arrive in each Year with the greatest Quantity of Oil taken as aforesaid, Five Hundred Pounds; for the Vessel which shall in like Manner arrive in the same Year with the next greatest Quantity of Oil so taken as aforesaid, Four Hundred Pounds; for the Vessel which shall in like Manner arrive in the same Year with the next greatest Quantity of Oil so taken as aforesaid, Three Hundred Pounds; for the Veffel which shall in like Manner arrive in the same Year with the next greatest Quantity of Oil fo taken as aforesaid, Two Hundred Pounds; and for the Vessel which shall so arrive in the fame Year with the next greatest Quantity of Oil so taken as aforesaid, One Hundred Pounds; the said Oil fo to be imported by each of the faid Vessels being the Produce of One Whale at the least; which said several and respective Bounties shall be paid by such Re-neral of His ceiver-General within Two Months after the Expi- Majesty's Cufration of each Year, in which such Vessel shall arrive, toms to pay to the Owner or Owners of fuch Veffels fo intitled

thereto.

CHAP, thereto, or their Affigns, duly authorized to demand TXXXI. The fame! barreds out and out? Sdr gaineigner Britain, byland, on the Illands of Guernley, Jerfey.

IV. And in order to obviate any Doubts that have What Persons arisen or may arise, to whom the Privilege or Right of are intitled to drying Fish on the Shores of Newfoundland does or of drying Fish Thall belong, under the before-mentioned Act made in of Newfound the Tenth and Eleventh Years of the Reign of King William the Third, which Right or Privilege has hitherto only been enjoyed by His Majesty's Subjects of Great-Britain and the other British Dominions in Europe; be it Enacted and Declared by the Authority aforefaid, That the faid Right and Privilege shall not be held and enjoyed by any of His Majesty's Subjects. arriving at Newfoundland, from any other Country except from Great-Britain, or one of the British Dominions in Europe. I and ni ovinib worald and ni Hadi

for fishing, may be exported from Ireland and the Ifle of ing British or or Manufacture.

V. And it is hereby further Enacted by the Autho-Provisions and rity aforesaid, That it shall and may be lawful for any all Necessaries rity aforesaid, That it shall and may be lawful for any of His Majesty's Subjects residing in Ireland, to ship and lade there, and to transport directly from thence to. Newfoundland, or to any Part of America, where the Man, to New- Fishery is now, or shall hereafter be carried on, on foundland, be- board any Ship or Veffel which may lawfully trade or with Product fish there, any Provisions; and also any Hooks, Lines, Netting, or other Tools or Implements necessary for and used in the Fishery by the Crews of the Ships or Veffels carrying out the same; and the Craft belonging to and employed by fuch Ships or Vessels in the said Fishery, such Provisions, Hooks, Lines, Netting or other Tools or Implements being the Product and Manufacture of Great Britain or Ireland; and that it (hall

in the Ise of Man, in like Manner to XXXI. export directly from thence any of the Articles hereinbefore mentioned for the Purpose aforesaid; such Articles being the Product or Manusacture of Great-Britain, or the said Isle of Man; any Law, Custom, or Usage to the contrary notwithstanding.

VI. Provided always, and it is hereby further en- Matters of acted by the Authority aforesaid, That the Master or Vessels to preduce Certifiother Person taking Charge of fuch Ship or Vessel shall gates from the produce to the proper Officer of the Customs in the Officer of Customs, that Colony or Plantation where he shall arrive, a Certificate the Provisions, cate under the Hand and Seal of the Collector or &c. are the other Principal Officer of the Customs in the Port of Great Briwhere he shall have fitted out, that Oath hath been tain or Ireland. made before him by the Shipper of fuch Provisions, Hooks, Lines, Netting, or other Tools and Implements, that the same are of the Product and Manufacture of Great-Britain or Ireland, or the Ife of Man respectively, as the Fact may be; and that the several Articles before mentioned (except the Provisions) nor to make specifying the Quantities and Particulars of each Sort. any Entry at the Cuftom. are to be used in the Fishery by the Crews of the respective Ship or Vessel carrying out the same, and by the Craft belonging to and to be employed by fuch Ship or Veffel in the faid Filbery, and for no other Use or Purpose whatsoever; (which Oath and Certin) ficate fuch Collector or other Officer is hereby authorized and required to administer and grant without Fee. or Reward) and on Failure of producing such Certizon Failure. ficate, or if any such Hooks, Lines, Netting, Tools, &c. the Ship and Implements, are used or disposed of for any other to be forfeited. Purpose L 2

Here to the contrary notion infinding

C HAP. Purpose, the same, and the Ship or Vessel having the XXXI. fame on Board, shall be liable to be seized and forfeited, in the same Manner as they would have been subject and liable, if this Act had not been made; any Thing herein contained to the contrary notwithflanding. I'll and your ; and , is say but out to see

Necessariessor Reftraint as to Time of working,

Sign Breit

VII. And it is hereby further Enacted by the Au-No Fishing ships, or any thority aforesaid, That from and after the First Day Crast carrying of January, One thousand seven hundred and seventythe Fiftery, to fix, all Veffels fitted and cleared out as Fishing-Ships be liable to any in purfuance of this Act, or of the before-mentioned Act made in the Tenth and Eleventh Years of the Reign of the late King William the Third, and which shall be actually employed in the Fishery there, or any Boat or Craft whatfoever employed in carrying Coastwife, to be landed or put on Board any Ships or Veffels any Fish, Oil, Salt Provisions, or other Necessaries for the Use and Purpose of that Fishery, shall not be liable to any Restraint or Regulation with respect to Days or Hours of working, nor to make any Entry at the Custom-house at Newfoundland, except a Report to be made by the Master on his first Arrival there, and at his clearing out from thence; and that a Feenet exceeding Two Shillings and Six-pence, shall and may be taken by the Officers of the Customs at Newfoundland for each such Report; and that no other Fee shall be taken or demanded by any Officer of the Cuftoms there, upon any other Pretence whatsoever relative to the faid Fishery; any Law, Custom, or Usage: to the contrary notwithstanding. I no hun (handone) neate, or many fach Hooks, Lines, Netting, Tools, &c testain

nor to make any Entry at the Cuftomhouse, &c.

Parpote

red or my or or deligated or will. Provided

VIII. Provided always, and be it enacted, That CH AP in Case any such Fishing-Ship or Vessel shall at her last clearing out from the said Island of Newfoundland, have on Board, or export any. Goods or Merchandize If Ships have whatsoever, except Fish, or Oil made of Fish, such other Goods. Ship or Vessel, and the Goods thereon laden, shall be than Fish or fubject and liable to the same Securities, Restrictions, shall be under and Regulations in all Respects, as they would have the usual Rebeen subject and liable to, if this Act had not been made; any Thing herein before contained to the contrary notwithstanding.

IX. And whereas by an AA made in the Twenty- A8 25 C. 2. fifth Year of the Reign of King Charles the Second, Train Oil, &c. intituled, An Act for the Encouragement of the Green- Duty-free, reland and Eastland Trades, and for the better securing the cited, Plantation Trade, and by other Acts of Parliament, it is lawful for any Person or Persons to import into England Train-Oil or Blubber of Greenland, and Parts adjacent, and those Seas, or of Newfoundland, or of any other His Majesty's Colonies and Plantations, made of Fish or of any other Creature living in, the Seas, and Whale-Fins caught in any Ships or Veffels truly and properly belonging to England or Wales, or Town of Berwick upon Tweed, and imported in fuch Ships without paying any Custom or Duty for the same; which Liberty, by a subsequent Act of Parliament, is extended to Ships belonging to Great Britain, and it is reasonable that the same Indulgence should be extended to Oil and Blubber of Fish and other Creatures living in the Sea, and to Whale-Fins caught in any Part of the Ocean by Ships belonging

Britain, Ireland, Guernfey, &c.

C H A P. to Great Britain, Ireland, and the Islands of Guernsey, XXXI. Ferley, and Man; be it therefore enacted by the Authority aforefaid, That from and after the First Day of September, One thousand seven hundred and seventy-five. and after Sep. the Liberty granted by the faid Act to import into tended to all this Kingdom Oil or Blubber of Fish, or other Crea-Ships belong-ting to Great- tures living in the Sea, or Whale-Fins taken within the Limits therein mentioned, Duty free, shall extend. and be construed to extend to such Oil or Blubber. or Whale-Fins, as shall be fo taken in any Part of the Ocean by, and imported in any Ship or Veffel truly and properly belonging to His Majesty's Subjects of Great-Britain, Ireland, or the Islands of Guernsey, Ferfey, or Man; any Law, Custom, or Usage to the contrary notwithstanding.

1775, undreffree.

After Sept. 1. X. And it is hereby further enacted by the Aufed Seal Skins thority aforefaid, That from and after the First Day may be im-ported Duty- of September, One thousand seven hundred and seventy-five, it shall and may be lawful for any Person or Persons to import into this Kingdom any raw and undressed Seal-Skins taken and caught by the Crews of Vessels belonging to and fitted out either from Great-Britain, Ireland, or the Islands of Guernsey, Terfey, or Man respectively, and whereof the Captain or Master, and Three-fourths at the least of the Mariners are His Majefty's Subjects, or by Perfons employed by the Mafters or Owners of fuch Veffels, without paying any Cultom, Subfidy, or other Duty for the fame; any Law or Usage to the contrary notwithstanding. -other Createres librar in the Sea

XI. Provided always, That nothing in this Act C H A P. shall extend, or be construed to extend, to give Li- XXXI. berty of importing any fuch Seal-Skins Duty-free, un- Not to extend less the Captain or Person having the Charge or Com- to any Seal mand of such Ship or Veffel importing the same, shall those importmake Oath before the Collector or other principal ed by Ships Officer of the Customs at the Port of Importation (who aforefaid, is hereby authorized and required to administer such. Oath) that all the Skins imported in such Ship or Veffel, were really and bona fide the Skins of Seals taken and caught by the Crews thereof, or by Persons employed by the Master or Owner of such Ship or Vessel, or of some other Ship or Vessel qualified as and duly enaforesaid; and such Seal-Skins shall be also duly en- Customtered at the Custom-house for the said Port, and land-house, &c... ed in the Presence of the proper Officer or Officers of the Customs appointed for that Purpose; and on Failure of any of these Conditions, such Skins shall: be liable to pay the same Duties as they would have been subject and liable to, if this Act had not been made, any Thing herein contained to the contrary notwithstanding.

XII. And whereas it has been a Practice of late No thip-mat-Years for divers Persons to seduce the Fishermen, Sai- ter to carry lors, Artificers, and others employed in carrying on any Fisherthe Fishery, arriving at Newfoundland, on Board Fish- Passengers to ing and other Vessels from Great-Britain and the any Part of the Continent British Dominions in Europe, to go from thence to of America the Continent of America, to the great Detriment of mission, the Fishery and the Naval Force of this Kingdom: Now, in order to remedy the faid Evil, and to fecure

CHAP, the Return of the faid Fishermen, Sailors, Artificers, XXXI. and others employed as aforesaid, to the British Dominions in Europe, be it further enacted by the Autho-

rity aforesaid, That from and after the First Day of January, One thousand seven hundred and seventy-six, it shall not be lawful for the Master or Person having the Charge or Command of any Ship or Vessel trading to or from any Place within the Government of Newfoundland, to carry or convey as Passengers any such Fishermen, Sailors, Artificers, and others employed nalty of 2001, as aforesaid, from thence to any Part of the Conti-

nent of America, without the Permission under the Hand and Seal of the Governer of the faid Island of Newfoundland, under the Penalty of forfeiting Two hundred Pounds for every such Offence.

Regulations for Persons employing Seamen or Fishermen at Newfoundland.

XIII. And whereas in feveral Acts paffed in the Eleventh and Twelfth Years of William the Third. the Eighth of George the First, and Second and Twelfth of George the Second, Provision has been made to prevent Seamen and Mariners in the Merchants Service, being wilfully left beyond Sea, and to secure and provide for their Return home to such Part of His Majesty's Dominions whereto they belong: And whereas for Want of fuch Provisions being extended to Seamen and Fishermen going out as Passengers to Newfoundland, and hired and employed in the Fisheries carried on there, great Numbers of them remain in that Country at the End of every Fishing-Season, who would otherwise return home, and some of them have frequently turned Robbers and Pirates: For Remedy of which Evil, be it enacted by the Authority aforesaid, That no Person or Persons whatsoever shall, from and after the First Day of January, One C H A P. thousand seven hundred and seventy-fix, employ, or XXXI. cause to be employed at Newfoundland, for the Purpose of carrying on the Fishery there, any Seaman or Fisherman going as Passengers, or any Seaman or Fisherman hired there, without first entering into an Agreement or Contract in Writing with every fuch Seaman or Fisherman, declaring what Wages such Seaman or Fisherman is to have, and the Time for which he shall serve, which shall be figured by both Parties, wherein it shall be shipulated (amongst other Things) that the Person so hiring or employing, shall be at Liberty to referve, retain, and deduct, and he is hereby authorized, required, and directed to reserve, retain, and deduct out of the Wages of every Person fo hired or employed, a Sum of Money equal to the then current Price of a Man's Passage home, not exceeding Forty Shillings for each Man, which Money such Hirer or Employer shall, at the End of each Fishing-Season, or at the Expiration of the covenanted Time of Service of fuch Seaman or Fisherman, pay or cause to be paid to the Master of a Passage or other Ships who shall undertake or agree to carry such Seaman or Fisherman home to the Country whereto he belongs, and shall also convey such Seaman or Fisherman to and on Board fuch Passage or other Ship, taking the Master's Receipt for the Passage-Money, which Receipt he shall immediately thereupon deliver to such Seaman or Fisherman.

XIV. And be it further enacted by the Authority Employers to aforesaid, That no Hirer or Employer of any such pay to Fisherman shall pay, or advance, or cause ly half of their

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XXXI. Wages, and in Bills, &c. at their Return home.

CHAP. to paid or advanced, to such Seaman or Fisherman, in Money, Liquor, and Goods, or either of them, during the Time he shall be in his Service, more than the other half one Half of the Wages which shall at any Time be due to him; but such Hirer or Employer shall and is hereby required and directed, immediately at or upon the Expiration of every fuch Man's covenanted Time of Service, to pay either in Money, or in good Bills of Exchange, payable either in Great Britain or Ireland, or in the Country to which fuch Seamen or Fisherman belongs, the full Balance of his Wages, except the Money herein before directed to be retained for his Passage home; and it shall not be lawful for any such Hirer or Employer to turn away or discharge any fuch Seaman or Fisherman, except for wilful Neglect of Duty, or other sufficient Cause, before the Expiration of his covenanted Time of Service; and in Cafe the Hirer or Employer of any fuch Seaman or Fisherman shall refuse or neglect to comply with any of the Terms herein before-mentioned, or shall otherwife offend against this Act, every such Person so offending, shall forfeit and pay for every such Offence, besides the Balance that shall be due to such Seaman or Fisherman, the Money herein before directed to be retained for his Paffage home, the Sum of Ten Pounds, to the Use of such Person or Persons who shall inform or fue for the fame.

Penalty on neglecting to comply.

If any Dispute arife, Employproduce the Contract.

XV. And be it further enacted by the Authority ers obliged to aforesaid, That in all Cases where Disputes shall arise concerning the Wages of any such Seaman or Fisherman, the Hirer or Employer shall be obliged to produce the Contract or Agreement in Writing, herein before

before directed to be entered into, with every such C H A P. Seaman or Fisherman.

XVI. And be it further enacted by the Authority All Fish and aforesaid, That all the Fish and Oil which shall be ta- the Payment ken and made by the Person or Persons who shall of Wages. hire or employ fuch Seaman or Fisherman shall be subject and liable, in the first Place, to the Payment of the Wages of every fuch Seaman or Fisherman.

XVII. And be it further enacted by the Authority Penalty on aforesaid, That in Case any such Seaman or Fisher-Seamen or man shall at any Time wilfully absent himself from fenting themhis Duty or Employ, without the Leave and Confent selves from of his Hirer or Employer, or shall wilfully neglect ers without or refuse to work, according to the true Intent and Leave. Meaning of fuch Contract or Agreement, he shall, for every Day he shall so absent himself, or neglect or refuse to work as aforesaid, forfeit Two Days Pay to fuch Hirer or Employer; and if any fuch Seaman or Fisherman shall wilfully absent himself from his said Duty or Employ for the Space of Five Days, without fuch Leave as aforesaid, he shall be deemed a Deserter, and shall forfeit to such Hirer or Employer all such Wages as shall at the Time of such Desertion be due to him (except so much as is herein before directed to be referved and retained for the Purpose of paying his Passage home); and it shall and may be lawful to and for the Governor of Newfoundland, or his Surrogates, or the Commissary of the Vice-Admiralty Court for the Time being, or for any Justice of the Peace in Newfoundland, to iffue his or their Warrant or Warrants to apprehend every such Deserter, and on the Oath M 2

C H A F. Oath of One or more credible Witness or Witnesses. XXXI, to commit him to Prison, there to remain until the next Court of Session which shall be holden in Purfuance of the Commission of the faid Governor for the Time being; and if found guilty of the faid Offence at fuch Seffion, it firall and may be lawful to and for the faid Court of Seffion to order fuch Deferter to be publickly whipped as a Vagrant, and afterwards to be put on Board a Passage-Ship, in Order to his being conveyed back to the Country whereto he belongs.

Disputes, and fion, &c. at Newfoundland.

XVIII. And be it further enacted by the Authoall Offences, rity aforefaid, That all Diffoutes which fhall arife conmined by the cerning the Wages of every or any fuch Seaman or Court of Sef- Fiftherman, and all Offences which stall be committed by every Hirer or Employer of flich Seaman or Pifferman against this Act, stiall and may be enquired into, heard and determined, and the Penalties and Forfeitures thereby incurred, shall and may be recovered in the Court of Seffion herein before mentioned. or in the Court of Vice-Admiralty having Juridiction in the faid Island of Newfoundland

A& 6 Anne in Trading Ships, &c. in liable to be impressed, repealed.

XIX. And whereas by an Act of Parliament passed respecting Sai- in the Sixth Year of the Reign of Her late Majerty Queen Anne, intituled, An Att for the Encourage-America not ment of the Trade to America, it is amongst other Things enacted, " That no Mariner or other Person who shall serve on Board, or Be retained to serve " on Board any Privateer or Trading Ship or Vefef fel that shall be employed in any Bart of America,

of nor any Mariner or other Person being on Shore in " any Part thereof, shall be liable to be impressed or

taken

" taken away by any Officer or Officers of or belong- C H A P. " ing to any of Her Majesty's Ships of War impow- XXXI " ered by the Lord High Admiral, or any other Per-" fon whatfoever, unless such Mariner shall have be-" fore deferted from such Ship of War." whereas the faid Privilege or Exemption fo given by the faid Act to Mariners ferving on Board Ships or Vessels employed in any of the Seas or Ports of the Continent of America, or reliding on Shore there, is prejudicial to the Fisheries carried on by His Majesty's Subjects of Great-Britain and Ireland, and others His Majesty's Dominions in Europe, and has proved an-Encouragement to Mariners belonging thereto to defert in Time of War, or at the Appearance of a War, to the British Plantations on the said Continent of America; be it therefore enacted by the Authority aforefaid, That the faid Claufe, fo far as it relates to the exempting of Mariners or other Persons serving, or retained to ferve in any Ship or Vessel in the Seas or Ports of the Continent of America, or other Persons on Shorethere, from being impressed, be, and the same is hereby repealed. seared and again enade

XX. And whereas the immoderate Use of Rum Rum, &c. imand other Spirits imported into Newfoundland from Newfound-His Majesty's Colonies and Plantations in America, land from A-merica to pay has been found to be highly detrimental to the Fish- Duty of 13eries carried on there, and it is therefore proper to en-per Gallon. deavour to diminish the Consumption thereof, be it enacted by the Authority aforesaid, That from and after the First Day of January, One thousand seven. hundred and seventy-fix, there shall be paid in to His Majesty, His Heirs and Successors, for every Gallon.

CHAP. of Rum or other Spirits which shall be brought or XXXI. imported into the Island of Newfoundland, from any British Colony or Plantation on the Continent of Ame-

How fuch collected, reapplied.

rica, the Sum of One Shilling Sterling Money of Great-Britain, and the same shall be collected, recovered, and paid, to the Amount of the Value of which Duty is to be fuch nominal Sum bears in Great-Britain, and may covered, and be received and taken according to the Proportion and Value of Five Shillings and Six-pence the Ounce in Silver; and the faid Duty hereby granted, shall be raised, levied, collected, paid, and recovered in the fame Manner and Form, and by fuch Rules, Ways and Means, and under fuch Penalties and Forfeitures, except in fuch Cases where any Alteration is made by this Act, as any other Duties payable to His Majesty upon Goods imported into any British Colony or Plantation in America, are raised, levied, collected, paid, and recovered by any Act or Acts of Parliament, as fully and effectually, to all Intents and Purposes, as if the several Clauses, Powers, Directions, Penalties, and Forfeitures relating thereto, were particularly repeated and again enacted in the Body of this present Act; and that all the Monies that shall arise by the faid Duty (except the necessary Charges of raising, collecting, levying, recovering, answering, paying, and accounting for the fame) shall be paid into the Receipt of His Majesty's Exchequer, and applied and appropriated to the same Uses and Purposes, as the Duties arising by that Part of the Customs commonly called the Old Subfidy, payable in Great-Britain, are applied and appropriated.

XXI. And

XXI. And whereas the Bounties given by an Act C H A P. of Parliament made in the Eleventh. Year of the XXXI. Reign of His present Majesty, intituled, An Act for the better Support and Establishment of the Greenland and 1775, Bounties Whale Fisheries, have been found of great Advantage granted by to the Navigation, Trade and Manufactures of this extended to Kingdom, and it is just and expedient that the like Ireland. Bounties which are granted by that Act to Ships fitted out from Great-Britain, or any of His Majesty's Dominions in America for those Fisheries, should in like Manner be granted to Ships fitted out for that Purpose from the Kingdom of Ireland; be it therefore Enacted by the Authority aforesaid, That from and after the Twenty-fifth Day of December, One thousand seven hundred and feventy-five, the respective Bounties herein-after mentioned, shall be allowed for every Ship or Veffel British built and owned by his Majesty's Subjects. of Ireland, and whereof the Captain or Master, and at least one third of the Mariners are His Majesty's Subjects of Great-Britain or Ireland, which shall proceed. from any Port in the faid Kingdom of Ireland, within the Time limited by this Act, on the Whale-Fishery to the Greenland Seas and Davis's Streights, and the adjacent Seas, under the several Rules and Restrictions herein after expressed, that is to say, every such Ship or Vessel, before the proceeds on such Voyage, shall officer to be visited by the proper Officer or Officers of the Cus- certify that Ships are protoms belonging to such Port, who shall examine into perly sitted out such Ship or Vessel, and take an Account of the Ton- proceed on nage thereof by Admeasurement, and shall certify such their Voyage. his or their Visitation, Examination, and Admeasurement to the Commissioners of His Majesty's Revenue in Ireland; and if it appears by the Certificate of fuch Officer

CH & P. Officer or Officers, that the hath on Board fuch a XXXI. Number of Men, Provisions, Boats, Fishing-Lines, and Instruments to be used in such Fishery as hereinafter are mentioned; that the is ftrongly built, and otherwife a proper Ship for fuch Voyage and Fiffrery, and hath on Board among her Crew a fufficient Number of Harpooners, Steersmen, and Line-Managers, who have been before employed in fuch Voyages (the Names of fuch Persons to be contained in such Cersificate); and if it further appears, by the Oath of one or more Owner or Owners, and of the Mafter or Chief Officer of fuch Ship, written at the Foot of fuch Certificate, and made before the Collector or Comptroller of such Port. (who are hereby impowered and required to administer the same) that it is really and truly their firm Purpole and determined Refolution, that fuch Ship shall, as soon as Licence shall be granted, forthwith proceed to manned, furnished, and accounted, on a Voyage to the Greenland Seas or Davis's Streights. or the Seas adjacent, and there, in the then approaching Sealon, to use the utmost Endeavours of themtelves, and their Ships Company to take Whales, or other Creatures living in the Sea, and on no other Defign or View of Profit in such Voyage, and to import the Whale-Fins, Oil, and Blubber thereof into the Kingdom of Great-Britain (naming the Port to which it is their Intention to return); and if the Mafter, after fuch Certificate had, and Oath made, do also become bound with two sufficient Securities unto His Majesty, His Heirs and Successors, in the Penalty of such Sum as shall be equal to treble the Bounty intended by this Act (which Bond the faid Collector, with the Approbation of the Comptroller, is hereby required to take,

and is to be in Force for the Term of Three Years C H A P. against the Master and Sureties for the faithful Dealings XXXI. of the faid Master and Ship's Company in regard to Commissioners the faid Ship and Voyage) then, and in all fuch Cases, of the Reveit shall and may be lawful for any Three or more of nue in Ireland on receiving the faid Commissioners of the Revenues in Ireland for such Certifithe Time being, on receiving such Certificates and Licence, &c. Oaths made, and it being certified to them by the Collector and Comptroller of such Port, that sufficient Security hath been given as aforefaid, to give and grant, and they are hereby required to give and grant, to the Master and Owners of such Ship, full Licence and Authority to proceed on such Voyage as aforefaid.

XXII. And to prevent any Disputes that may arise, What Number whether a Ship be properly qualified and duly fitted of Men, Lines, out for the Whale-Fishery, according to the true In- Boats, &c. tent and Meaning of this Act, and intitled to a Certi-tain Dimensificate thereof from the Custom-house Officers; it is ons shall have hereby Enacted, That every Ship of the Burthen of on Board. Two Hundred Tons, defigned for this Fishery, shall, and is hereby obliged to have on Board Forty Fishing-Lines of One Hundred and Twenty Fathom each, Forty Harpoon-Irons, Four Boats with feven Men, including a Harpooneer, a Steersman, and a Line-Manager to each Boat, making in the whole Twentyeight Men, besides the Master and Surgeon, with Six Months Provision at the least for such Number of Men; and every Ship of larger Burthen an Increase of fix Men, one Boat, ten fuch Lines, and ten Harpoon-Irons more for every fifty Tons above the faid two two hundred Tons, together with Provisions in Proportion;

C H A P. portion; and every Ship which shall be so employed XXXI, in the faid Fishery, shall have on Board an Apprentice indentured for the Space of three Years at the least for every fifty Tons Burthen, who shall be accounted as one of the Number of Men required to be on Board fuch Ship as aforefaid.

On Return of Ships proper Officers to go inspect the Cargo, &c.

XXIII. And be it further enacted by the Authority aforesaid, That on the Return of such Ship to the on Board and Port to which the Master and Mate declared on Oath their Intention to return, the proper Officers of the Customs at such Port shall immediately repair on Board and view the Condition of fuch Ship and her Lading, and certify the same, together with their Obfervations thereon, as also of the real Tonnage of the faid Ship; and the faid Officers are also to take an Account or Schedule of the Names of the Master, Mate, and other Persons on Board, distinguishing therein the the Names of Harpooners and Persons more immediately employed. in the said Fishery, and to certify the same; and the Master and Mate shall make Oath before the Collector and Comptroller (who are hereby impowered and required to administer the same) on the Back of, or annexed to the Licence granted as aforesaid, which they are hereby then required to deliver up, that they did in pursuance thereof, mentioning the Day of their Departure, proceed on a Voyage directly to the Places aforesaid, and have not since been on any other Voyage, or pursued any other Design or View of Profit; and that they did there (mentioning the Time of their Stay in those Seas) use the utmost Endeavour of themselves and their Ship's Company, to take Whales and other Creatures living in those Seas; and that all the Whale-

and take an Account of the Masters, Harpooners, &c.

Whale-Fins, Oil and Blubber imported (if any) in CHAP. fuch Ship was really and bona fide caught and taken in XXXI. the faid Seas by the Crew of fuch Ship only, or with the Affistance of the Crew of some other Ship duly licensed for that Voyage, pursuant to the Directions of this Act; all which Schedule, Certificate, Licence, and Oath shall be transmitted by the Collector and Comptroller of fuch Port to the respective Commissioners of the Customs for that Part of Great-Britain where such Ships shall arrive; and such Commissioners being satisfied being fully satisfied of the faithful Dealings of the of the faithful Master and other Persons employed in such Ships with Dealing of the Master, respect to such Voyage and Fishery, shall, on Demand, &c. to pay the cause Payment to be made to the Master or Owners, rected, accordor to his or their Affigns, by the Receiver-General of ing to the Adthe Customs for that Part of Great-Britain where such of the Ships, Ship shall arrive, the Bounty or Premium following, according to the Admeasurement of such Ship duly certified as aforesaid, that is to say, for every such Ship as shall proceed on the faid Fishery, from the Twenty-fifth Day of December, One thousand seven hundred and seventy-five, to the Twenty-fifth Day of December, One thousand seven hundred and seventyfix, the Sum of Forty Shillings per Ton; and for every fuch Ship as shall proceed on the said Fishery from the Twenty-fifth Day of December, One thousand feven hundred and seventy-fix, to the Twenty-fifth Day of December, One thousand seven hundred and eighty-one, the Sum of Thirty Shillings per Ton; and for every fuch Ship as shall proceed on the said Fishery from the Twenty-fifth Day of December, One thousand seven hundred and eighty-one, to the Twenty-fifth Day of December, One thousand seven hun-N 2 dred baA WAX

C.H A P. dred and eighty-fix, the Sum of Twenty Shillings XXXI. per Ton. lang the arms old tast's tast of language

Certain Proings Ships beto the Bounty.

XXIV. Provided always, and it is hereby further visues respect. Enacted by the Authority aforesaid, That no Person fore any Per- or Persons shall be allowed or intitled to receive the fon be intitled Bounty herein before granted for any Ship which shall proceed on the faid Whale Fishery after the Twentyfifth Day of December, One thousand seven hundred and feventy-five, unless such Ship shall fail from the Port where the shall be surveyed and cleared directly on her intended Fishery, on or before the Tenth Day of April in each and every Year, and shall continue with her Crew in the Greenland Seas, or Davis's Streights, or the adjacent Seas, diligently endeavouring to catch Whales or other Creatures living in those Seas, and shall not depart from thence before the Tenth Day of August then following, unless such Shipshall be laden with the Blubber and Fins of one Whale caught by the Crew thereof, or with the Affiftance of the Crew of fome other licensed Ship before that Time,. or shall be forced by some unavoidable Accident or Necessity to depart sooner from those Seas; which Accident or Necessity shall be verified on the Oaths of the Master and Mate belonging to such Ship, upon her return from the faid Fishery, before the Collector and. Comptroller of the Customs at the Port where the shall arrive, who shall transmit the same, together with the Schedule, Licence, and other Documents by this Act required, to the respective Commissioners of the Cuftoms for that Part of Great-Britain where the shall Ayerfort One thournd feven Irun-

XXV. And be it further enacted by the Authority CHAP aforesaid, That it shall and may be lawful to and for XXXI. the Commissioners of the Customs in England and Monies ari-Scotland respectively, to order the respective Receivers-fing from the General of the Customs, in case the Monies remaining Old Subsidy be not sufficiin their Hands arising from the Old Subsidy, shall not em to pay be sufficient at any Time or Times during the Conti-Bounties, any nuance of this Act, to fatisfy the faid Bounty of For- nue Money ty Shillings per Ton, and Thirty Shillings per Ton, may be taken. and Twenty Shillings per Ton, during the several Periods herein before limited, payable on all Ships employed in the faid Fifthery according to the Directions of this present Act, to pay the same out of any Money that shall be in their Hands arising from any of the Duties and Revenues under their Management rein the faid Fifthery, although the be above the visvisor?

XXVI. And be it enacted by the Authority afore- Commissionfaid, That the Commissioners of His Majesty's Cus-ers, at the toms in England and Scotland respectively, shall, at the every Session Beginning of every Session of Parliament, lay before of Parliament, both Houses of Parliament, an Account in Writing them an Acunder their Hands, of what Number of Ships em- count of the Ships employployed in the Whale Fishery to Davis's Streights ed in the and the Greenland Seas, in pursuance of this Act, with Whale-Fifther, &c. their respective Names and Burthens, have returned to Great-Britain, and at what Port in Great-Britain they were discharged and also what Quantity of Oil, Blubber, or Whale-Fins each Ship shall have imported, and from what Port in Ireland, or the Isle of Man: tice, when in.

dentured, to acced by the Authority aforefaid, That every'Appren-

of Four hundred Tons, first be test

XXVII. And

XXXI. titled to a Bounty protheir Admeafurement.

XXVII. And whereas it hath been found by Experience, that Ships under the Burthen of Two hun-Ships under go Tons are fit for the said Fishery; be it therefore 200 Tons in Enacted and declared by the Authority aforesaid, That every Owner or Owners of any Ship or Ships under portionable to the Burthen of Two hundred Tons, which shall be employed in the faid Fishery, who have conformed themselves in all Respects to the Rules and Directions herein before prescribed to the Owners of Ships of Two hundred Tons, shall be intitled to the faid Bounty as herein before limited, according to the Admeasurement of such Ship or Ships respectively.

Ships above 400 Tons not intitled to a larger Bounty ghan a 400 Ton Ship;

XXVIII. Provided always, and be it Enacted by the Authority aforesaid, That no Ship to be employed in the said Fishery, although she be above the Burthen of Four hundred Tons, shall be intitled to a larger Bounty than a Ship of Four hundred Tons would be intitled to.

and Owners equip, &c. more than a Ship of 400 Tons.

XXIX. Provided also, That nothing in this present not obliged to Act contained, shall extend, or be construed to extend, to oblige the Owner or Owners of any Ship above the Burthen of Four hundred Tons, in order to intitle him or them to the faid Bounty, to fit out, equip, and man any such Ship, otherwise than as a Ship of the Burthen of Four hundred Tons only, is by this present Act required to be fitted out, equipped and manned.

No Appren-XXX. Provided also, and it is hereby further Entice, when indenured, to acted by the Authority aforesaid, That every Apprentice

tice indentured after the Twenty-fifth Day of Decem- CHAT. ber, One thousand seven hundred and seventy-five, to XXXI. ferve on Board any Ship or Vessel proceeding on the Fisheries in pursuance of this or any other Act of Par- nor be under liament now in Force, granting any Bounty or Boun- 14 Years; ties thereon, shall not exceed the Age of Eighteen Years, nor be under Fourteen, at the Time he shall be so indentured; and that no Bounty shall be allowed and no Bounty or paid for any Ship or Vessel so employed, either by less Ships em-Virtue of this or any former Act of Parliament, unless ployed belong the whole and entire Property of fuch Ship or Veffel shall Majefty's Subbelong to some of His Majesty's Subjects residing in jects where fitted out. that Part of His Majesty's Dominions from whence fuch Ship or Veffel shall be respectively fitted and cleared out; any Law, Custom, or Usage to the contrary notwithstanding.

XXXI. And to prevent any Application to Parlia-Bounties and ment for the Bounty on any Ship employed in either be infured. of the Fisheries before mentioned, which may happen to be lost at Sea before their Return to Great-Britain, be it Declared and Enacted by the Authority aforesaid, That it shall and may be lawful for the Owner or Owners of any Ship employed, or defigned to be employed in the said Fisheries, or either of them, to infure the Bounty which fuch Owner or Owners would: have been intitled to upon the Return of such Ship to Great-Britain, on the Performance of all other Matters directed and appointed by this present Act to be: performed for obtaining the faid Bounties.

XXXII. And it is hereby further Enacted by the Persons giving Authority aforefaid, That if any Person or Persons shall falle Certific

forteit 500%.

CHAP. give or grant any falle Certificate for any of the Purpofes required or directed by this Act, such Person or Persons shall forfeit the Sum of Five Hundred Pounds, and be rendered incapable of ferving His Majesty, His Heirs or Successors, in any Office whatsoever; and if any Person or Persons shall counterfeit, erase, alter, or falfify any Certificate required or directed by this Act. or shall knowingly or willingly make use of any false Certificate, or of any Certificate so counterfeited, erafed, altered, or falfified, fuch Person or Persons shall for every fuch Offence forfeit the Sum of Five Hundred Pounds, and every fuch Certificate shall be invalid and of no Effect.

Forfeitures plied.

XXXIII. And it is hereby further Enacted by the how to be ap- Authority aforesaid, That one Moiety of the Penalties and Forfeitures inflicted by this Act (except in fuch Cases where other Directions are given by this Act) shall be to the Use of His Majesty, His Heirs and Successors, and the other Moiety to such Officer or Officers of the Customs as shall sue or prosecute for the same in any of His Majesty's Courts of Record at Westminster or Dublin, or in the Court of Exchequer in Scotland, or in any Court of Admiralty having Jurisdiction in His Majesty's Colonies or Islands respectively, where the Offence shall be committed.

Forfeitures. incurred in Newfoundland to be Vice-Admizalty Court in faid Island.

XXXIV. And be it further Enacted by the Authority aforesaid, That from and after the First Day of January, One thousand seven hundred and seventyfued for in the fix, the Penalties and Forfeitures inflicted by any Act of Parliament relating to the Trade or Revenues of the British Colonies or Plantations in America, which shall be incurred in the said Island of Newfoundland, shall be faed for, profecuted, and recovered in the

Court

Court of Vice-Admiralty having Jurisdiction in the CHAP. faid Island, and in no other, and if any Person or XXXI. Persons shall think him or themselves aggrieved by Persons agany Judgment, Sentence, or Determination of any grieved may Court of Vice-Admiralty, or other Court having Ju- appeal to the risdiction in Newfoundland, upon any Suit or Prosecu- rally Court in tion commenced there for any Penalty or Forfeiture Britain. inflicted by any Act of Parliament relating to the Trade or Revenues of the British Colonies or Plantations in America, it shall and may be lawful for such Party to appeal from fuch Judgment, Sentence, or Determination, in the first Instance, to the proper Court of Admiralty in Great-Britain, or to His Majesty in Council; and that no Appeal shall in such Case lie or be brought in any other Court or Jurisdiction whatsoever: any Law, Custom, or Usage to the contrary notwithstanding.

XXXV. And it is hereby further enacted by the Duties on Authority aforesaid, That from and after the First Goods ex-Day of January. One thousand seven hundred and ported or imseventy-fix, the Customs and other Duties which now under the Diare or hereafter may be due and payable upon any rection of the Goods or Merchandizes brought or imported into, or ers of Cufexported or carried from the Island of Newfoundland, toms, &c. by Virtue of this or any Act or Acts of Parliament, and the Officers of His Majesty's Customs appointed for executing and carrying into Execution the several Laws relating to the Trade and Revenue there, shall be under the Management and Direction of the Commissioners of His Majesty's Customs in England for the Time being, under the Authority and Direction of the High-Treasurer of Great-Britain, or the Amod fame as Defendants O. e in other Cefer

MA

C. M. A. P. Commissioners of the Treasury for the Time being ; XXXIII any Law, Patent, Custom, or Usage to the contrary notwithstanding.

Deputations America before Jan. 1, 1776, to any Officers for Newfoundland to be in Force.

XXXVI. Provided always, and it is hereby furgranted by the ther enacted by the Authority aforefald, That all Deen for North putations, and other Authorities granted by the Commissioners of the Customs for North-America before the faid First Day of January, One thousand seven hundred and seventy-fix, to any Officer or Officers acting in and for the faid Island of Newfoundland, Shall continue in Force, as fully to all Intents and Purpofes, as if this Act had not been made, until the Deputations or other Authorities to granted to fuch Officer or Officers respectively, shall be revoked, annulled, or made void by the High-Treasurer of Great-Britain, or Commissioners of the Treasury for the Time being.

XXXVII. And be it further enacted by the Authority aforesaid, That if any Action of Suit shall be commenced against any Person or Persons for any Thing done in Pursuance of this Act of Parliament, Persons fued the Defendant or Defendants in such Action of Suit done in Pur- may plead the General Iffine, and give this Act and the fuance of this Special Matter in Evidence at any Trial to be had the General therenpon, and that the fame was done in Purfuance of, and by the Authority of this Act; and if it shall appear to to have been done, the fury stall find for the Defendant or Defendants; and if the Plaintiff shall be nonswited, or discontinue his Action, after the Defendant or Defendants have appeared, or if Judgement shall be given upon any Verdict or Demurrer against the Plaintiff, the Defendant or Defendants mall recover treble Cofts, and have the like Remedy for the same as Desendants have in other Cases by Law.

and recover treble Cofts.

AN

A C T

FOR

The Improvement of the Fisheries of this Kingdom.

Anno Regni decimo quinto & fexto Georgii III. Regis.



DUBLIN:

Printed by the Executors of DAVID HAY, Affignee of the late BOULTER GRIERSON, Printer to the King's Most Excellent Majesty. 1778.

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Anno Regni decimo quinto & fexto

GEORGII III. Regis.

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hat from and after the First Day of Jamery, A durant feven hundred and sevent, six, the Aprendict, herein after entioned, that Ar

he Newtour-Ivamber, of Ships or Velicis, camployed to the British and Filmery On the Danks & Orallowelland, under the Li-

The Improvement of the Fisheries of this Kingdom.

the creation and that be of the Barthen of Filiv Tone or upware of the Crew and navigated XIX no Pels And H Paten Men es

WHEREAS the Fisheries carried on by the CHAP:
Subjects of His Majesty's Dominions in Europe,
have been found to be the best Nurseries for able and
experienced Seamen, always ready to man the Royal
Navy when Occasions require; and it is therefore of
the highest National Importance to give all due Encouragement to the said Fisheries, and to endeavour
to secure the Annual Return of the Fishermen, Sailors, and others employed therein, to the Ports of
His

C H A P. His Majesty's said Dominions, at the End of every XIX.

three-fourths

hog Year,

Fishing Season: Now, in Order to promote these great and important Purposes, and with a View, in the first Place to induce His Majesty's Subjects to proceed early from the Ports of this Kingdom to the Banks of Newfoundland, and thereby to profecute the Fishery on the faid Banks to the greatest Advantage; Be it enacted by the King's Most Excellent Majesty, by and with the Advice and Confent of the Lords Spiritual and Temporal, and Commons in this present Parliament affembled, and by the Authority of the same, After Jan. 1, That from and after the First Day of January, One 1776, Boun- thousand seven hundred and seventy-fix, the respecen to Vessels tive Bounties, herein after-mentioned, shall be paid fixed outfrom and allowed annually, for Eleven Years, for a certain the Newfoun-Number of Ships or Vessels employed in the British land Fishery. Fishery on the Banks of Newfoundland, under the Lito be British mitations and Restrictions herein-after mentioned, owned by His that 36 to fay, fach Veffels as fall appear by their Majesty's Sub- Register to be British-huit, and owned by His Majects in Great- jesty's Subjects residing in Great-Britain or Ireland, and shall be of the Burthen of Fifty Tons or upwards, of the Crew and navigated with no less than Fifteen Men each, to be His Ma- Three-fourths of whom, besides the Master, shall be jefty's Sub-jefts, and His Majesty's Subjects, and in other Respects qualiqualified as by fied and subject to the same Rules and Restrictions as Act to & 17 hed and Act made in Great-British and Eleventh Years of the Reign of the Pate from force from force after tit Jan. rage the Frade to Newfoundland; and shall be fitted each succeed-and cleared out from some Port in Ireland after the First Day of Fanuary, One thousand seven hundred bless, and others employed therein, to the Ports of

His

and feventy-fix, and after that Day in each fucceeding C & F. Year, and shall proceed to the Banks of Newfoundland; and having catched a Cargo of Fifth upon those Banks, and having confishing of no less than Ten Thousand Fish by Tale, catched a shall land the same at one of the Ports on the South Cargo of no Eaffern Side of the Island of Newfoundland, between 18,000 File. Cape Ray and Cape de Grat, on or Before the Fifteenth and find the Day of July in every Year, and shall make one or of the Ports more Trip at least to the said Banks, and return with some sold another Cargo of Fish catched there, to the fame or before 15th Port; in which Case, the Twenty-five of faid Ships make one or first arriving at the faid Island of Newfoundland from more Trips, the Banks thereof, with a Cargo of Fish catched there, with another confifting of Ten Thousand Fift by Tale at leaft, Cargo to same and after landing the fame at one of the Ports within 25 of faid the Limits before-mentioned in Newfoundland, that Ships first ar-proceed again to the faid Banks, and return to the faid foundland Island with another Cargo of Fish, shall be intitled to with a Cargo Forty Pounds each ; and Fifty Veffels which shall fo Fift, shall arrive the next in Order of Time, on or before the and return to faid Fifteenth of July in each Year, at the faid Island; faid Island, with another with a like Cargo, and shall proceed again to the faid Cargo, intitled Banks, and return from thence in the Manner Herein to 40l. each; before-mentioned, shall be infifted to Twenty Pounds next in Order each; and Fifty other Vessels which shall so arrive the of Time, next in Order of Time, on or before the said Fif- 50 other Vesteenth Day of July in each Year at the said Island, order of with the like Cargo, and as fhall proceed again to the Time; sol faid Banks, and return from thence in the Manner each: herein before mentioned, that be muitled to Ten Pounds each; upon the Mafter of Owner of fuch Vefles producing to the Collector of His Majefty's Revemues at the Port in Petand front whence fuch Veffet

XIX. tor of Customs vernor of Newfound-

CHAP. was cleared out, a Certificate, under the Hand and Seal of the Governor of Newfoundland, that the Mafter of such Vessel had produced to him a Certificate be produced under the Hands of the Collector and Comptroller of to the Collec- the Customs at the Port from whence such Vessel was from the Go- cleared out, testifying that such Vessel was duly qualified to proceed on such Fishery in Pursuance of the land, of the before-mentioned Act made in the Tenth and Ele-Qualification venth Years of King William the Third; and that it before-mentioned All made in the Tenth and Elehas been made appear to his Satisfaction, by a Certifiart toroled to cate under the Hand and Seal of the Naval Officer of the District in Newfoundland where such Fish was landed, or where there is no Naval Officer, under the Hand and Seal of the Commander of any of His Majesty's Ships stationed there, or of such Officer as the Governor shall approve, specifying the Time of such Vessel's Arrival, in Manner before directed, that such Vessel was intitled, by the Priority and Time of her Arrival, to one or other of the Bounties therein mentioned, as the Fact may be; and that the Master and Mate of fuch Veffel had made Oath before fuch Naval or other Officer as aforesaid, that the Number of Fish taken on the first Trip amounted to Ten Thousand at least by Tale; and that all the Fish on both Trips were catched on the Banks of Newfoundland; and upon delivering up the faid Certificate to fuch Collector, the respective Bounties therein mentioned shall be paid by fuch Collector, out of any Money remaining in his Hands, being Part of His Majesty's Revenues : And in Case such Collector shall not have sufficient Money in his Hands, he shall certify the same to the Chief Commissioners of His Majesty's Revenues in Dublin, who are hereby authorized and required to order the fame

Mafters and Mates to make Oath

Collectors of Customs to pay the Bounties.

fame to be paid by the Collector of the Port of Dublin, C H A P. out of any Money in his Hands arifing from His Ma- XIX. jesty's Revenues as aforesaid.

And be it further enacted by the Authority From 1st Jan. aforesaid, That from and after the First Day of Janu- said 11 Years, ary, One thousand seven hundred and seventy-fix, du- it may be lawring the said Eleven Years, it shall and may be lawful into this Kingfor any Person or Persons to import into this Kingdom, dom, and export out of and to export out of the same, any Train Oil, or the same, Blubber of Fish, or other Creatures living in the Sea, &c. taken by or Whale Fins, or any raw and undreffed Seal Skins Crews of Vertaken in any Part of the Ocean by the Crews of Vef- fels belonging to and fitted fels belonging to and fitted out either from Great-Bri- out from tain, Ireland, Guernsey, Jersey, or Man, respectively, Ireland, and whereof the Captain or Master, and Three-fourths Guernsey, at least are His Majesty's Subjects, or by Persons em-Man; ployed by the Masters or Owners of such Vessels, and Said Crews to be as before imported into this Kingdom in Ships or Vessels truly mentioned, and properly belonging to His Majesty's said Subjects without paying any Cufwithout paying any Custom, Subsidy, or other Duty tom, or other for the same, any Law or Usage to the contrary not- fame. withstanding.

111 Control to further to the solution and the property of the control the state of the party in the beauty time of the later of the jefty's Revenues as alough d. U.10 The set to impre A set, at assembly rolled at set done tel pil tel be relevanted has beginned and Locacci ball and ting the faid Blaven Venus, is that and any the Levin Latin V. for any Verfor or Levels to suppose into this Barredons day as the The state of the s with the or other breather in the real two states and the states of Which I have been been some or and to the state of the st The file is the state of the st and agil and the Control of the Cont to the second sold of the second of the second sold many low have all the I share, in the state of a pitch of both low lo all dealers with the second the property with the best equit water and the court of the weather the court of

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FOR

The further Encouragement of the Whale-Fisheries carried on from Ireland.

Anno decimo septimo & octavo Georgii III. Regis.



DUBLIN:

Printed by the Executors of DAVID HAY, Assignee of the late BOULTER GRIERSON, Printer to the King's Most Excellent Majesty. 1778.

XVIII.

out to increase report of the word about the established with Ireland. All and the second seco Anno Regni decimo septimo & octavo

GEORGII III. Regis.

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And the cases had Sedion of Park Address of the Sedion of Park to Threadle Address of the Sedion

FOR

The further Encouragement of the Whale-Fisheries carried on from Ireland.

C H A P. XVIII.

HEREAS a valuable Whale-Fishery has C H A P. lately been discovered in the Seas to the XVIII. Southward of the Latitude of Forty-four Recital, of a Degrees North, and your Majesty's loyal Subjects, the valuable Commons of Ireland in Parliament assembled, being Whale Fishery desirous to secure a Share in the Benefits of the said discovered, Fishery, to such of Your Majesty's Subjects as should and that the Commons of carry on the same from this Kingdom on the Twenty-Ireland in Parsixth of March, One thousand seven hundred and liament assembled, did on seventy-fix, did come to several Resolutions, viz. 26th March, That 1776, come.

XVIII. to certain Refolutions, for the Encouragement thereof by Bounties, &c. as His Majesty should think proper.

CHAP. That the Extension of the Whale-Fishery of Ireland, was an Object highly deferving the Encouragement of Parliament; that the most effectual Means of encouraging the faid Fisheries would be by Bounties upon Ships employed in the Whale-Fishery in such Seas as lie to the Southward of the Limits of those Seas in which the Whale-Fishery is at present encouraged, and that the faid Bounties should be granted for a Number of Years certain, and be made payable upon fuch Ships in Proportion to their Tonnage respectively; That the faid Subject should be taken into Consideration early in the then next Seffion of Parliament; That an humble Address should be presented to his Excellency the Lord Lieutenant, to lay before Your Majesty the humble Desire of the Commons, that Your Majesty would be graciously pleased to grant a Bounty of Forty Shillings per Ton to the Masters or Owners of fuch British or Irish Ships as Gould be fitted out from any Port in this Kingdom, and proceed upon the Whale-Fishery in any of the said Seas, from the First Day of August, One thousand seven hundred and seventy-fix, to the First day of August, One thoufand Leven hundred and feventy-nine inclusive, on landing in this Kingdom all fuch Whale-Fins, Oil, or Blubber of Whales, Seal-Oil, Seal-Skins, or other Production of Seals, or other Fish or Creatures as shall be caught by the Grews of fuch Ships in fuch Seas, subject to such Restrictions and Regulations, as Your Majesty in Your great Wisdom should think proper to make, and to affure Your Majesty that Your Commons would make good the same; be it therefore Enacted by the King's most Excellent Majesty, by and with the Advice and Confent of the Lords Spiritual and

and Temporal, and Commons in this prefent Parlia- C H A P. ment affembled, and by the Authority of the fame, XVIII. That from and after the First Day of August next, in Enected, that Lieu and Stead of the Bounties fo granted by his Ma- from iff. Day jesty, the several and respective Bounties herein after of August, in Lieu mentioned. Thall be paid and allowed under the feveral of the Boun-Rules and Restrictions herein after expressed and di- ties so granted by His Majeirected, that is to fay, Every British or Irish Ship or ty, the Boun-Veffel that shall within the Time limited by this Act, shall be paid, proceed from any Port of Ireland on the Whale-Fish-viz. Every ery, to any Seas wherein the Whale-Fishery is usually Vessel, that carried on, South of the Latitude of Forty-four De- fall within Time limited, grees North, manned and navigated by Crews, where-proceed from of the Captain or Master, and Three-sourths at the Ireland on least of the Mariners shall be British Subjects, shall the Whale before the proceed on such Voyage, or be intitled to Seas South of the Benefit of this Act, be vifited by the proper Offi- Latitude 44 Degrees North cer, or Officers of His Majesty's Revenues belonging navigated by to fuch Port, who shall examine into such Ship or Crews, where-Vessel, and take an Account of the Tonnage thereof and threeby Admeasurement, and shall certify such his or their fourths of the Mariners shall Visitation, Examination, and Admeasurement, to the be British Sub-Chief Commissioners of His Majesty's Revenues in jects, before this Kingdom; and if it appear by the Certificate of fuch Voyage, fuch Officer or Officers, that she hath on Board the Benefit of fuch a Number of Men, Provisions, Boats, Fish-this Act; shall ing-Lines, and Instruments to be used in such Fishing, properOfficers as herein after are mentioned, that she is strongly of Revenue built, and otherwise a proper Ship for such Voyage such Port, and Fishery, and hath on Board among her Crew a who shall take fufficient Number of Harpooners, Steersmen, Line-Tonnage Managers, who before have been employed in fuch thereof, and certify his Ad-Voyages (the Names of fuch Persons to be contained measurement,

in oners of

CHAP. in such Certificate); and if it further appear by the XVIII. Oath of One or more Owner or Owners, and of the Master or Chief Officer of such Ship, written at the Revenue; Foot of fuch Certificate, and made before the Collector and if fuch Ship shall ap- or Comptroller of such Port (who are hereby impowpear to be properly equip- ered and required to administer the same) that it is further appear really and truly their firm Purpose and determined ped, and if it by Oath of Refolution, that fuch Ship shall, as soon as Licence Owner or Owners, that shall be granted, forthwith proceed so manned, furit is their firm nished, and accounted, on a Voyage to the Southward Purpose that fuch Ship as of Forty-four Degrees North Latitude, in fuch Seas doon as Licence granted. as in fuch Oath shall be expressed, and there, in the proceed on a then approaching Season, to use the utmost Endea-Voyage to the your of themselves and their Ship's Company, to take Southward of Whales, or other Creatures living in the Sea, and on 44 Degrees North Latitude, and use no other Design or View of Profit in such Voyage, and to import the Whale-Fins, Oil and Blubber thereutmoft Endeavour to take Whales, of into this Kingdom of Ireland (naming the Port to '&c. and on no which it is their Intention to Return); and if the other Delign Master after such Certificate had, and Oath made, do in fuch Voyalso become bound with Two sufficient Sureties unto age, and to import the His Majesty, His Heirs and Successors, in the Penalty Whale-Fins, &c. into this of fuch Sum as shall be equal to treble the Bounty in-Kingdom, and if Master be- tended by this Act, which Bond the said Collector come bound with the Approbation of the Comptroller is hereby rein a Penalty equal to treble quired to take, and is to be in Force for the Term of the Bounty, Three Years against the Master and Sureties, for the more of the faithful Dealing of the faid Master and Ship's Compa-Commissioners of Revenue on ny, in regard to the faid Ship and Voyage, then, and receiving fuch in all fuch Cases, it shall and may be lawful for any Certificates & Three or more of the Chief Commissioners of His fied by Collec- Majesty's Revenue for the Time being, on receiving ter and Comptroller of such Certificates and Oaths made, and being certified by

by them, by the Collector and Comptroller of fuch CHAP. Port that sufficient Security hath been given as afore- XVIII! faid, to give and grant, and they are hereby required to give and grant to the Master and Owners of such Ships full Licence and Authority to proceed on such Authority to Voyage as aforefaid mail in the Pott, thall in proceed on ...

red bins girls don't to notition of the breed and her the condition of the bins and her II. And to prevent any Disputes that may arise and her send whether a Ship be properly qualified and duly fitted out for this Whale-Fishery, according to the true Intent and Meaning of this Act, and intitled to a Certi- Every Ship ficate thereof from the Custom-House Officers; be it of 200 Tons, hereby Enacted by the Authority aforefaid, That eve- board 40 Fillsry Ship of the Burthen of Two hundred Tons, de- ing Lines, 40 Happoon Irons figned for this Fishery, shall and is hereby required to Boats with have on Board Forty Fishing-Lines, of one hundred 6 Men to each have on Board Forty Fishing-Lines, of one hundred Boat, besides and twenty Fathom each, Forty Harpoon Irons, Four Master and Boats with Six Men, including a Harpooner, a Steerf-6 Months Proman, and a Line-Manager to each Boat, making in visional every the Whole Twenty-four Men, besides the Master and Burthen an In-Surgeon, with Six Months Provisions at the Teast for crease of 6 Men, 1 Boat, such Number of Men; and every Ship of larger to Lines, and Burthen an Increase of Six Men, One Boat, Ten such to Harpoon Irons for every Fifty 50 Tons above. Tons above the faid Two Hundred Tons, together wisions in Prowith Provisions in Proportion; and every Ship which portion, and shall be so employed in the said Fishery, shall have on an Apprentice for every 50. Board an Apprentice indentured for the Space of Three Tons. Years at the least, for every Fifty Tons Burthen, which shall be accounted as one of the Number of Men required to be on Board fuch Ship as aforesaid.

III. And

for that Voyage, purfuses to the Di-

rections

CHAP

XVHL

III. And be it further Enacted by the Authority On Return of fuch Ship to the of Ship to the Port, to which the Mafter and Mate declared on Port defigned, Oath, their Intention to return, the proper Officers of venue to exa the Revenue at fuch Port, shall immediately repair on mine her Con- Board, and view the Condition of fuch Ship and her ding, as also lading, and certify the same, together with their Obthe real Ton- fervations thereon, as also the real Tonnage of the said Ship, & take Ship; and the faid Officers are also to take an Ac-Board, diffin and other Persons aboard, distinguishing therein the guishing those Harpooners and Persons more immediately employed atelyenployed in the faid Fishery, and to certify the same, and the and certify the same; Master and Mate shall make Oath before the Collector and Mate to and Comptroller, who are hereby impowered and refore College quired to administer the same on the Back of or and & Compitoh nexed to the Licence granted as aforelaid, which they Back or and are hereby then required to deliver up, that they did nexed to the in Rurfuance thereof, mentioning the Day of their De-Licencegrant in Rurfuance thereof, mentioning the Day of their De-ed, which they parture, proceed on a Voyage directly to the Places are to deliver a forefaid, and have not fince been on any other Voy up, that they aforefaid, and have not fince been on any other Voyadid in pursua age, or pursued any other Design of View of Profit, fulfil the pro- and that they did there (mentioning the Time of their per requifites. Stay on those Seas) ute the utmost Endeavour of themfelves and their Ship's Company, to take Whales and other Creatures high in those Seas, and all the Whate Fins, Oil, and Blubber, imported, if any in freely Ship was really and bong fide, caught and taken in the faid Seas by the Crew of fuch Ship only, or with the Affistance of the Crew of some other British or Irish Ship, licensed for that Voyage, pursuant to the Directions

rections of this Act, all which Schedule, Certificate, C H A P. Licence, and Oath, shall be transmitted by the Col- XVIII. lector and Comptroller of fuch Port, to the Chief Com- Schedule, &c. missioners of His Majesty's Revenues in Dublin, and to be transmit-such Commissioners being fully satisfied of the faithful commissioners Dealings of the Master, and other Persons employed of Reveale, in such Ships, with respect to such Voyage and Fisherys hall on Demand cause Payment to be made to cause Payment the Mafter or Owners, or to his or their Affigns, by the Bounty the Collector of the Port of Dublin, the Bounty or Pre- following, for minm following, according to the Admeasurement mium following, according to the Admeasurement cheding on of such Ship, duly certified as aforesaid, that is to the his rim say, for every such Ship as shall proceed on the said of Aug 77/8 First Day of August, One thousand seven hundred and or Ton's and and for every such Ship as shall proceed on the said sur rimeres Fishery, from the First Day of August, One thousand August 1784, feven hundred and eighty-four, to the First Day of Au- to ift of Aug. guft, One thousand seven hundred and ninety, the Sum Ton. oue at begin nues, shall at the beginning of red sgnillida vildTi to

chi thirty anniance was a continued and at half sever year to an an Action to be allowed, and be, it further Enacted by a long reston, the Authority aforefaid. That no Person or Persons intitled to receive the Bounty Ship which thall be allowed, or intitled to receive the Bounty Ship which the berein before granted, for any Ship which thall pro- that said after deed upone the said Whale Fishery, from any Port of the August the speceeds, this Kingdom, after the said First Day of August the proceeds, next, unless such Ship shall sail from the Port, when ing surveyed, the shall be surveyed and cleared, directly on her in on or before the shall be surveyed and cleared, directly on her in on or before the shall be surveyed and cleared, directly on her in on or before the state of the said said the surveyed. tended Fishery, on or before the First Day of October october folthen following and shall continue with her Crew in lowing, and shall continue Authority

fhall continue:

with her Crew from thence

CHAP. in the faid Seas, diligently endeavouring to catch Whales of other Creatures living in Phole Seas, and hall not depart from thence before the Fift Day of in faid Seas, March next following, unless such Ship shall be laden endeavouring with the Blubber and Fins of one Whale caught by to catch the Crew thereof, of with the Affiffance of the Crew not fordepart of fuch other licensed Ship, Before that Time, or shall before at of be forced by tome unavoidable Accident of Necesticy March, unless to depart fooner from those Seas, which Accident or cessive, to be Necessity shall be verified on the Oaths of the Master proved by the Oath of Master belonging to such Ship upon her Return ter and Mase from the said Fishery, before the Collector and Completor, ac who troller of the Customs, at the Port where she shall are shall transmit rive, who shall transmit the same, together with the the same with Schedule, Licence, and other Documents, by this Act to Committion required, to the Chief Commissioners of His Majorty's and for every fuch Ship as . mobgell' fifth of sounders from 1th of Fishery, from the First Day of Jugust, One thousand August 1:84.

Commission V. And be it Enacted by the Authority aforefaid. Commission-ers of Reve- That the laid Commissioners of His Majesty's Rever ining of every nues, shall at the beginning of every Session of Parlia-Seffion to lay ment, lay before both Houses of Parliament, an Acbefore Parliament, an Ac. count in Writing, of what Number of Ships have been
counter Number of Ships have been
counter Number of Ships
her of Ships
her of Ships ber of Ships employed in the whate Pilinery, with their respective employed in Names and Burthens, from whence they were fitted Pilling, their out, and at what Port they were diffcharged, and also Names and to the world stranged of the standard of the st Burthens TI what Quantity 8f Oil of Whale Fine, leach Shipu hatb this Kingdom, after the faid First Isyrodmi syah bash shaw bash onext, unless such Ship shall fail from the Port, when a bashabit

VI. And whereas it has been found by Experience, that Ships under the Burthen of Two hundred Tons, auninos lise are fit for the Whale Fifhery; Be it Bnachedobyrehe Authority

ers of Reveonue at beginand Quantity of Oil import.

Authority aforesaid, That every Owner or Owners of C H A P. any Ship or Ships, under the Burthen of Two hun- XVIII. dred Tons, which shall be employed in the said Owners of Fishery, and which shall be provided with Sailors, Ships under Boats, Lines, and Harpoons, in the same Proportion 200 Tons Burthen, intitled to the Number of Tons in said Ship, as is hereby to Bounty in provided for Ships of Two hundred Tons and upwards. Ships of 200 and who have otherwise conformed themselves in all Tons. Respects to the Rules and Directions herein-before prescribed, to the Owners of Ships of Two hundred Tons, shall be intitled to the said Bounty as hereinbefore limited according to the Admeasurement of fuch Ship or Ships respectively.

VII. Provided always, that no Ship to be employed Ship above in faid Fishery, although she be above the Burthen of 400 Tons not Four hundred Tons, shall be intitled to a larger ger Bounty Bounty, than a Ship of Four Hundred Tons would be than one of intitled to.

VIII. Provided also, That nothing herein contained, shall extend to oblige the Owner of any Ship berein contained shall above Four hundred Tons, in order to intitle him or oblige Owner them to the faid Bounty, to fit out, equip, and mann of any Ship any fuch Ship, otherwise than as a Ship of the Bur- Tons to equip then of Four hundred Tons only, as by this Act re- her otherwife than a Ship of quired to be fitted out, equipped and manned.

Nothing 400 Tons.

IX. And be it Enacted by the Authority aforesaid, That the Owner or Owners of any Ship employed, or defigned to be employed in the faid Fishery, to insure CHAP. the Bounty which such Owner or Owners would be XVIII. intitled to, upon the Return of such Ship to the Port to which the Master and Mate of such Ship shall have declared upon Oath their Intention to return, and on Persormance of all other Matters, directed and appointed by this present Act to be persormed for obtaining the said Bounty.

Respects to the Rules and Directions herein-before preferibed, to the Owners of Chips of Two hundred Tons, shall be insisted to the few Bounty as hereinbefore limited according to the Admessarement of fach Ship or Ships respectively.

VII. Provided always, that no Ship to be employed Ship their in faid Fifnery, although the be above the Barehen of so Tens not Four hundred Tons, that be inticled to a larger set Sounty Bounty, than a Ship of Four Hundred Tons would be the one of intitled to.

VIII. Provided also That nothing herein contain. Nothing ed, shall extend to oblige the Owner of any Shap berincenabove Four hundred Tons, in order to intitle him or oblige Owner them to the said Bounty, to sit out, equip, and mann of asy Ship any such Ship, otherwise than as a Ship of the Bar- Tons to equip then of Four hundred Tons only, as by this As re- the otherwise quired to be fitted out, equipped and manned.

IX. And be it Enacted by the Authority aforesaid, That the Owner or Owners of any Ship employed, or off shed to be employed in the faid Fishery, to infare

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FOR

The better Preservation of Fish, in Rivers, Lakes, and Inland Waters.

Anno Regni dec. septimo & octavo Georgii III. Regis.



DUBLIN:

Printed by the Executors of DAVID HAY, Affignee of the late BOULTER GRIERSON, Printer to the King's Most Excellent Majesty. 1778.

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FOR

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Anna Regni dye, septimo & astava Georgii III. Regir.



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Anno Regni decimo septimo & octavo

GEORGII III. Regis.

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the falling of the Contagning in this present the contagning and al-Pille familier and by the Authority of the Lines, That from and al-Role except for the Twenty-fourth N.A of June, One thouland

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(angling Rods with Lines and Mooks excepted) other than the Makers or School Rod ook and the Owners of

The better Preservation of Fish, in Rivers,. Lakes, and Inland Waters.

every Perfon or Performs by any Owner or Owners of any River or XIXery, Ar cAse HPaD of a River or

W HEREAS through a Defect of the Laws now C H A P. in being, there is not a sufficient Provision XIX. made against taking and destroying Fish in Rivers, Lakes, and Inland Waters, whereby many Persons Preambles are tempted to neglect their Trades and other Occupations, and to use most destructive Means of catching and killing them, by damming Rivers, and taking and destroying the Breeding Fish, with Nets, Spears, Gins, and other Engines, whereby

XIX.

Fish, (angling Rods and ed) under a Penalty of forteiting all ments.

CHAP. if longer permitted, the feveral Species of fuch Fish are likely to be utterly annihilated in most Parts of this Kingdom, and His Majesty's peaceable and industrious Subjects are exposed to imminent Danger of having their Houses, Offices, and Haggards, set on Enacted, that Fire, by the dangerous Practice of fishing at Night from 24 June, by Lights; For Remedy whereaf, be it enacted by the fon not quali- King's Most Excellent Majesty, by and with the Adfied, shall keep vice and Consent of the Lords Spiritual and Temporal, for killing of and Commons, in this present Parliament affembled, and by the Authority of the same, That from and af-Lines except- ter the Twenty-fourth Day of June, One thousand feven hundred and feventy-eight, no Person or Persons fuch Inftru- whatfoever, not qualified, except as herein mentioned, shall have, keep, or use any Not, Leape Pische, Gaff, Spear, or Lister, or other Engine, Boat, or Curragh, (angling Rods with Lines and Hooks excepted) other than the Makers or Sellers thereof, and the Owners of Rivers, or of Parts of Rivers, for the Time being; and that it shall and may be lawful for any Owner of any River or Fishery, or of Part of a River or Fishery, and every Person or Persons by any Owner or Owners of any River or Fishery, or of any Part of a River or Fishery for that Purpose appointed to seize, detain, and keep to his and their own Use and Uses, all and every fuch Cott, Boat, Curragh or Float, Nett, Leape Pische, Gaff, Spear, or Lister, and other Engine, for catching Fish, except as before excepted, which he or they shall find used or laid, or in the Custody or Possession of any Person or Persons whatsoever, not qualified as herein mentioned, fishing in any River, or Inland Fishery, Lake, or Inland Water whatfoever, without the Consent of the Owner or Owners thereof, given under their Hand, and for any Person or Perfon s

fons whatfoever, being thereunto authorized, by War-CHAP. rant under the Hand and Seal of any Justice of the Peace of the fame County, or County of the City or Town, in the Day-time, to fearch the Houses, Outhouses, or other Places, of any Person hereby prohibited to have, keep, or use the same, as shall be sufpected to have or keep in his Possession or Custody, any Boat or Curragh, Net, Leape Pische, Gaff, Spear, or Lifter, or other Engine, except as before excepted, and the fame, and every or any of them, to feize, detain, and keep, to his and their own Use or Uses, or otherwise to cut in Pieces and destroy, as Things by this Law prohibited to be kept by Persons of their Condition.

II. And be it further enacted by the Authority aforesaid, That if any Person or Persons, after the No Person faid Twenty-fourth Day of June, One thousand seven shall kill any of the Fish hundred and seventy-eight, shall kill, take, or destroy, herein mentiany Carp, Tench, Bream, Roach, Perch, Eel, Pike, oned, without Trout, Cray-fish, or any other Fish, in or out of any Owner; Pond, Pool, Canal, or Stew, wherein the fame are kept, and wherein he or they have no Property, without the Confent or Licence of the Owner or Owners of fuch Pond, Pool, Canal, or Stew, and be thereof convicted, on the Oath of one credible Witness, before one Justice of the Peace of the County or Jurisdiction where the Fact shall be committed, shall forfeit for every fuch Offence, a Sum not less than Five Pounds, nor more than Ten Penalty not Pounds, at the Discretion of such Justice, which For- nor more feiture, shall go to the Informer, Prosecutor, or other than 101. Perfons, as the Owner of fuch Pond or Stew, shall choose, to be levied by Distress and Sale of the Goods

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and Bone or Carragh, Well Loves Pilens, Gall, Sprint,

XIX. Act, by Warrant of such Justice; and for Want of such Distress the Offender shall be committed to the County Gaol, there to remain without Bail or Mainprize, for any Time not exceeding Six Calendar Months, nor less than Three Calendar Months, as his Committal by such Justices shall specify.

Penalty on Persons fishing by Night with Lights.

III. And in order to deter idle and disorderly Persons from Fishing by Night, with Lights, Boats, Curraghs, Spears, Snares, Nets, Gins, or any Engine whatfoever; Be it enacted by the Authority aforesaid, That if any Person whatsoever, shall be convicted on the Oath of one credible Witness, before any Justice of the Peace of the County, or Jurisdiction, where the Offence shall be committed, of Fishing by Night, with Lights, or Boats, Curraghs, Cotts, or Floats, with Spears, Nets, Snares, Gins, or any Engine whatfoever, (except with Rods and Lines) fuch Persons so convicted, shall forfeit any Sum not more than Five Pounds, nor less than Two Pounds, at the Discretion of such Justice, to be levied off the Goods and Chattels of fuch Offender, by the Warrant of the faid Justices, which Forfeiture shall be paid to the Informer or Profecutor: And in case no Distress shall be found, such Offender shall be committed to the County Gaol by fuch Justice, there to remain without Bail or Mainprize, any Time not exceeding Six Calendar Months, nor less than Three Calendar Months, as his Committal by fuch Justice shall specify. Protecutor, or of ner

IV. And whereas the Fifth in the Rivers of this Kingdom, are frequently poisoned and destroyed, by

throwing Waste, Dye-stuffs, Lime, Flax, Hemp, CHA.P. and other poisonous and noxious Ingredients, into the faid Rivers; For Remedy whereof, be it enacted by No Person to the Authority aforesaid, That no Person or Persons throw any whatfoever, shall from and after the passing of this poisonous or Act, throw or empty any Waste, Dye-stuffs, Lime, Substance into Flax, Hemp, or any other Kind of noxious or poi- under a Penalfonous Substance, into any River; and if any Person my of sl. shall so offend, he, she, or they, shall forfeit for every such Offence the Sum of Five Pounds, to be levied off the Goods and Chattels of fuch Offender; to be recovered in such Manner as the other Penalties prescribed by this Act are recoverable, one Moiety of fuch Penalty to be given to the Poor of the Parish wherein such Offence shall be committed, and the other to the first real Informer of such Offence; and in case no Distress sufficient to answer the said Penalty can be found, that the Offender shall in such Case be committed to the County Gaol, there to remain without Bail or Mainprize, for any Time not exceeding Three Calendar Months, as his Committal, by fuch t take Sale Justices as shall adjudge the said Penalty, shall specarb. Year, to take with Nets or in any other citize

V. And whereas great Quantities of Trouts are taken and killed in the feveral Rivers running into No Person and from the feveral Rivers running into shall kill any and from, the feveral Lakes in this Kingdom, from Trout from the First Day of October, to the First Day of Janury, Jan. under a which is the Season during which Trouts deposite Penalty of 51. their Spawn in faid feveral Rivers; Be it enacted by the Authority aforesaid, That no Person whatsoever shall kill, take, or destroy, any Trout, by the Means of Dams or Fish-houses, commonly called Fish-ponds,

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Manner all fach Samon-Filb, without incurring any

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CHAP. or by Nets or other Engines, (angling excepted) from the First Day of October, to the First of January; and that every Person so offending in this Respect, shall forfeit the Sum of Five Pounds for each Offence: the Half to be paid to the Poor of the Parish wherein fuch Offence shall be committed, and the other to the Informer; faid Penalty to be recovered or levied in Manner before mentioned in this Act; and in case no Distress sufficient to answer the said Penalty shall be found, the Offender shall in such ease be committed to the County Gaol, there to remain without Bail or Mainprize, for any Time not exceeding Three Calendar Months, as his committal by such Justice as shall adjudge the said Penalty shall specify.

Proprietors of Fisheries on fhall have Liberty from 20 March to 20 Oct. in each Year, mon Fift.

And whereas in the River Bandon, Salmon-River Bandon Fish are in good Season the whole Year, except in the Months of November, December, January, and February, be it enacted by the Authority aforefaid, That Proprietors of Fisheries on faid River, their Heirs or to take Sal- Affigns, shall have Liberty at all Times, from the Twentieth of March to the Twentieth of Oslober in each Year, to take with Nets or in any other legal Manner all fuch Salmon-Fifth, without incurring any Penalty imposed by any former Act of Parliament.

> VII. Whereas the Fisheries of Loughneagh, Lougherne, and of other Loughs, and of the several Rivers flowing thereto and therefrom, are greatly injured by large Draught-Nets with Ground-ropes and Sinkers drawn therein, from the Twenty-fifth Day of August to the Twenty-fifth Day of December, by Persons pretending to fish for Pollens; be it enacted by the

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Authority aforesaid, That it shall not be lawful for C HA any Person or Persons on any Pretence whatsoever, to XIX. fish with Draught or other Nets in the faid Loughs No Perion or Rivers, or any of them, or in any of the Bays hall fill with thereof, from the Twelfth Day of August until the Draught or other Nets in First Day of Yanuary in any Year; and if any Person Loughneagh, of Persons shall herein offend, and be thereof con- &c. and the victed by the Oath of One or more credible Witness Rivers flowor Witnesses, before any Justice of the Peace, such ing thereto and therefrom, Person or Persons shall forfeit the Nets and other Im- from 12 Aug. plements used by him, and also Five Pounds for every any Year. fuch Offence, which Sum the faid Justice of the Implements forfeited, Peace is hereby impowered to levy by his Warrant; and 51. and for Want of Diffress for this Purpose, shall commit each of the Offenders to Prison, for any Time not exceeding Six Months. Vas 101 noted of 195010 Months, the faid Fine to be levied off The Confiable

VIII. And whereas great Quantities of Salmon- Penalty on the Fry are obstructed from returning to the Sea, and de-Proprietors of Mill-streams, stroyed at the Tails of Mill-Streams, by Means of &c. obstruct-Dams and other Obstructions made across the Streams are Waterunder the Water-Wheels of faid Mills, which cannot courses, for be done without the Confent or Knowledge of the taking Fish. Proprietors, Millers, or principal acting Persons therein ; be it enacted by the Authority aforesaid, That if any fuch Dams or Obstructions are discovered, or any Implement or Instrument used at said Places, to obstruct or destroy the Salmon-Fry, the Proprietor, Milter, or principal acting Person of such Mill where such Dams or Obstructions are made, or such Implements found, shall, on Proof thereof by One or more credible Witness or Witnesses, before any Justice of the Peace, forfeit the Sum of Five Pounds, to be re-Believes by curing faid Nets with Tar and Oil, which

Georgii III. Regis. 136 2 red ledw Anno Regni decimo septimo & actavo CHAP. covered in such Manner as the other Penalties in this XIX. Act are recoverable. 191/ 19dio to adquered Haiw And

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Penalty on the

Proprietors of lil-fireans.

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IX. And be it enacted by the Authority aforesaid, dasard und That if any Constable, or other Officer to whom the Penalty on Justices of the Peace are by this Act impowered or nor executing directed, to iffue their Warrants for the Purpofes Juffices War- herein before mentioned, shall refuse or delay to execute such Warrants, the Justices issuing said Warrants, are hereby impowered to fine such Constable on Officer for every fuch Offence, any Sum not exceeding Five Pounds, to be levied by Diffress and Sale of the Offender's Goods, and for Want of fufficient Distress, to commit such Constable or Officer to Prison for any Time not exceeding Three Months, the faid Fine to be levied off the Constable for refusing to execute the Warrant, by a Special Constable, Bailiff, or Peace-Officer appointed by the Justice for that Purpose.

or Rivers, or any of them, or in any of the Bays

Dams and other Obstructions made across the Streams Scc. Waterand whereas there is a very pernicious Pracdil gaises tice, all round the West and North-west, Coasts of Ireland, of tanning or barking of Nets, which Practice is not only of little Effect, in Regard to the first Intention of preserving faid Nets, but on the contrary of infinite Detriment to the Growth of young Trees, and Destruction of Plantations, through the villainous Practice of ftripping Trees, merely for the Bark thereof, in order to tan or bark Nets for the Herring, Salmon, and other Fisheries, notwithstanding there is a much more efficacious Method of curing of Nets, less expensive, and in no Shape detrimental to Plantations, by curing faid Nets with Tar and Oil, which

Nets

Nets so cured, may lie for a Month wet without get- C H A Pating Damage, whereas Bark-cured Nets must be dried XIX. daily, or they will rot; be it therefore enacted by the Authority aforesaid, That all Nets for taking Her- That all Nets rings, Salmon, or any Sea-Fish, and all Fishing-Lines with Oil and cured after the passing of this Act, shall be cured with Tar, are liatrar and Oil, and not barked or tanned, under Penalty of the Forseiture of all such Nets to the Informer, upon Conviction before a Justice of the Peace.

XI. And be it further enacted by the Authority Nets found aforesaid, That all Nets found tanned, and not Tar tanned, Proof and Oil-cured, the Proof shall lie on the Owner of theywere curfaid Nets, that they were made prior to the passing of ed before this Act, or that they are Nets that were made and Act. cured before brought to the aforesaid West or Northwest Coast, in Failure of such Proof, all such Nets to be screened as aforesaid.

AII. And be it further enacted by the Authority aforesaid, That in Case any Fisherman, Net-maker, on Persons or any other Person or Persons shall be found barking barking of Trees for the Purpose of tanning of ing of Nets, or any other Purpose, clandestinely, or without proper Authority, such Offender shall, for every such Offence, forseit the Sum of Five Pounds, recoverable before a Justice upon the Oath of One credible Witness, wholly to the Use of the Informer as aforesaid, and in Default of Payment, to be committed by a Justice's Warrant, to the County Gaol, for any Time not exceeding Six Months, unless the said Forseiture shall be paid sooner: Provided, that no Person or Persons shall be convicted of any Offence against this Statute, unless the Prosecution be commenced within

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CHAT. Three Calendar Months after fuch Offence that be alledged to be committed. Is a spiritwo og and gain XIX. y will rot; be it there

Any Person convicted of against this neral Quarterance.

Provided alfo, That it may and thall be lawful for any Person convicted before such Justice of any Offence against this Statute, to appeal to the next General Quarter Seffions of the Peace to be held in any Offence and for the Courty or Jurisdiction where the Offence Statute, may shall be committed, fuch Person so convicted entering appeal to Ge- into Recognizance before such Justices with Two fufficient Securities, to the bound in the Sum of Ten giving proper Pounds each, that the Person so convicted shall appear his Appear- at fuch Quarter Sessions, and abide by the Judgment of the Court; and in case such Judgment of the faid Justices shall be affirmed at the said Quarter-Sessions. then fuch Two Sureties, or One of them, shall pay, over and above the Forfeiture adjudged by fuch Juftices, the usual and legal Fees unto such Officers of the Court, as shall be intitled to them, and shall moreover pay unto the Profecutor, over and above the Forfeiture adjudged by fuch Justices, such Costs and reafonable Charges as the Court shall think fit, to make Amends to such Profecutor for the Trouble and Expence he shall be at in attending such Appeal.

No Penalty lawfully authorized to

XIV. Provided also, That this Act, or any Thing on Fishermen herein contained, shall not extend, or be construed to extend, to abridge any Fisherman, or his Apprentice or Apprentices lawfully authorized, to fish in Navigable Rivers or Waters with lawful Nets and Engines, but that every of them shall and may, according to the Laws and Orders, made and to be made and fettled for the good Order, Rule, and Government of fuch nemuodory she leinu Naviganommon ad

Navigable Rivers and Waters, use the Trade of fish- CHAP. ing, as they lawfully might have done before the making of this Act, any Thing herein contained to the contrary notwithstanding.

XV. Provided also, That if any Person or Persons If any Person whatfoever shall be fued or prosecuted, for or by Rea- or prosecuted fon of any Matter or Thing which he or they shall do for any Matter in Pursuance of this Act, it may and shall be lawful to suance of this and for the Person or Persons so sued or prosecuted, Act, they may to plead the General Issue, and to give the Special neral lifue. Matter in Evidence; and if the Verdict shall pass for the Defendant in such Action, or the Plaintiff or Plaintiffs become nonsuit, or suffer any Discontinuance thereof, that in such Case the Defendant or Defendants shall have his or their treble Costs which he or they shall have sustained by such Action or Suit, for which faid Defendant or Defendants shall have the like Remedy as in other Cases where Costs are given to the Defendants.

plead the Ge-

XVI Provided also, that this Act shall continue This Act to and be in Force from the Twenty-fourth Day of June, Force from in the Year of our Lord One thousand seven hundred 24 June, and seventy-eight, for the Term of Seven Years, and Years, and until the End of the then next Session of Parliament, of the next and no longer.

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Secret III ignore Nayigable Rivers and Waters, agethe Trade of fifth C u. a A. ing, as they lawfully might have done before the ma- LIK. king of this A G, any Whing Justin contained to the Uty containy northwise value on

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NV. Provided alfo, That if any Perfon or Perfone Bear from whatfoever thall be fued or projecuted, for or by Real fields and for of the of they feel or manh to the or they feel to the feel or they feel to the feel or they feel or they feel or the or they feel or the fe and I are the Perform of Ferman to that so a changes at the are to a seed the Sciences discounted to give the Sprop in the seed to Marter in Buildener; and if the Vertila Mail and for the Defendant in such Agricott & the Plaintiff or Laint de brecene nanime de la la 13 de la lainte acce to root that in fuely C. is the Defendant or De. force of the have her or their trebes Cons which he or they that bave full sined by Much & Rion or Suit; for which fild Defendantsand Defendere findl have the likel Kernedy as in ciner Chronwheie Goffs are given to the Delendants, he was the

XMI Provided allo, that this Act thall continue Thinks to and be in Force from the Twenty fagure Day of Yane, for the in the Year of Bur Lord Decisboul and Seven houses and the enty-eight, for the Term of Coven Term, and well and and the fine and no longer. .60

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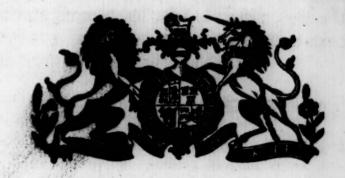
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TO

Explain and Amend the Acts made for the Encouragement of the Fisheries of this Kingdom, and for promoting the good Ends proposed by said Laws.

Anno decimo Septimo & octavo Georgii III. Regis.



DUBLIN:

Printed by the Executors of DAVID HAY, Affignee of the late BOULTER GRIERSON, Printer to the King's Most Excellent Majesty. 1778.

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Anno Lecimo Septimo & oslaves Georgii III. Regis.



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HEREAS the extending and improving the CHAP.

Fisheries on the Coast of Ireland, is of great XX

Importance to this Kingdom, as it not only adds confiderably to the National Wealth, but may moreover Presimble prove a fruitful Nursery of able Seamen to the Fleet of Great-Britain; for the better Encouragement of the said Fisheries, be it Enacted by the King's most Excellent Majesty, by and with the Advice and Consent

XX. that it Sall be lawful for the Inhabitants of this Kingdom to take and cure be hindered by any Perfon whatfoever.

CHAP, of the Lords Spiritual and Temporal, and Commons in this present Parliament affembled, and by the Authority of the fame, That from and after the Commencement of this Act, it shall and may be lawful to and for the Inhabitants of this Kingdom of Ireland, at all Times and Seasons of the Year, when they shall think proper, freely to fish for, take, buy from Fish-Herrings, &c. ermen, and cure any Herrings, Cod, and Ling, or other Sort of White Fish, in all and every Part of the Seas, Channels, Creeks and Bays, wherefoever fuch-Fish are to be found, or can or may be taken on the Coasts of this Kingdom; and that no Person or Perfons shall under any Pretence whatsoever, presume toobstruct or hinder any Person or Persons from fishing in the Places aforefaid.

No Person to fifth for Herrings contrary to the Direced in thefe Acts.

H. Provided, That no Person by Virtue of this Act, shall have Liberty to fish or take Herrings in the Day-time, or at any other Time, or in any other tions mention- Manner than is directed by the Acts made for the Encouragement of the Fisheries of this Kingdom.

Difficulties ed to be re-

HI. And whereas many Difficulties attend the obattending the taining the Bounty payable on the Exportation of Fish Boung on Ex- caught on the Coasts of this Kingdom; in order thereportation of fore more effectually to answer the Purposes for which scient Proof said Bounty is granted, be it Enacted by the Authority fuch Fish was aforesaid. That upon sufficient Proof being made becoults of this fore the Collector, or other Chief Officer of the Port; Kingdom, and that such Fish so entered for Exportation, was caught Mastermaking Oath said Fish on the Coasts of this Kingdom, or within Thirty-five is not intend- Leagues of the same, and upon the Master or other haded, &c. Person having Charge of the Vessel in which any such Fifh

Fish is to be exported, making Oath that to the best CHAP. of his Knowledge or Belief, faid Fish is not intended to be relanded, and that he will not permit or fuf- and Owner of fer faid Fish or any Part thereof, to be relanded in this faid Fish be-Kingdom, unless in case of real Distress, to save the coming bound with a Sureties Goods from perishing, and also upon the Owner or in treble the Proprietor of faid Fish becoming bound, with Two Bounties not fufficient Sureties, unto His Majesty, His Heirs and to re land the Successors, in the Penalty of such Sum as shall be equal to be exported to treble the Value of the Bounties he shall be intitled in any Port in to, conditioned not to re-land the Fish intended to be less in case of exported, in any Port, Haven, Creek, or other Places Diffress, and in Ireland, unless in case of Distress, which shall be ance of these immediately made known to fome one or more of the Requifices the Officers of the Port nearest to the Place where such Months after Veffel shall be stranded or put ashore, which Bond the shall receive Collector of the Port is hereby required and impow-psyable thereered to take, and the faid Bond is hereby declared to coilector of be good and valid in Law for the Sum contained there- the Port in, then and upon Performance of these Requisites, ported. the Owner or Person shipping off such Fish, shall in Three Months after the Exportation thereof, receive the Bounties payable thereon, from the Collector of the Port from whence the fame shall be exported, any Thing in any other Law or Statute to the contrary thereof, in any wife notwithstanding. noo mont and in the second sot half be by the Authority crorefuld

IV. And be it further Enacted by the Authority Any Personal aforesaid, That if any Master or other Person, having having charge charge of a Vessel in which any Fish shall be exported, of a Vessel and a Bounty claimed for the same, shall reland, or Fish to be repermit or suffer any Fish, or any Part thereof, to landed, unless be re-landed in this Kingdom, unless in case of actual tress, shall

Diftres,

XX. the Value of fuch Fifh, and every Person affilling tol.

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C H A P. Diftres, such Master or other Person having Charge of faid Vessel, shall forfeit treble the Value of such Fish so re-landed, or permitted or suffered to be relanded, and every Seaman of other Person, who shall affift in re-landing the same, shall forfeit the Sum of Ten Pounds, said Penalties to be sued for and recovered, by the same Ways and Means as Penalties are recoverable by the Act of the Fourteenth and Fifteenth of Charles the Second, commonly called the Act of Excise!

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No Owner V. And be it Enacted by the Authority aforesaid, intitled to That no Owner or Owners of any Fish, shall be inBounty for titled to the Bounties given upon the Exportation V. And be it Enacted by the Authority aforesaid, first landed in, thereof, unless such Fish shall be first landed in, and & afterwards afterwards exported from some Port in this King-exported from dom.

VI. And whereas the Penalties to which Perfons are liable by the Laws now in Force, for the Shooting or Wetting Nets, for the taking Herrings in the Day-time, have not been sufficient to restrain them from fuch Practice, which has been found extremely detrimental to the Herring Fisheries on the Coast of this Kingdom for the more effectual deterring all Penalty of Persons from committing fuch Offences; Be it enacted by the Authority aforesaid, That a Penalty of Twenty paid by every by the Authority arotetical and paid by all and every Person who Pounds, shall be forfeited and paid by all and every find flow or the Person or Persons, who shall at any Time hereafor the laking of ter, shoot or Wet any Net or Nets, for the taking of taking of the taking of taking of the taking of the Day-time, Herrings in the Day-time, or be in any wife aiding or or be affifting in the fame, that such Penalty shall and may plaint, Diffrefs;

20/. shall be

plaint thereof, before any Justice of the Peace of the CHAP. County next to the Place where fuch Offence shall be committed, or before any Justice of the Peace where it Offender fuch Offender or Offenders shall refide or be found, refuse to pay and shall and may be levied off the Goods and Chattels such Penalty. of such Offender or Offenders, by Warrant under the found suffici-Hand and Seal of fuch Justice of the Peace, which the same, Justice of the Peace, which the same of the same of the Peace, which the same of the Penalty shall be for the Use of the Person who shall sice of Peace fue for the same; and in case such Offender or Offend- such Offender ers shall on demand, refuse to pay such Penalty to such to Gaol for Justice of the Peace, or the Person whom he shall by until he pays his Warrant impower, to levy the fame, and that no the Penalty. Goods or Chattels can be found of faid Offender or Offenders, sufficient to Answer the same, that then it shall and may be lawful for such Justice of the Peace, to cause the said Offender or Offenders to be apprehended and committed to the common Gaol of the County where such Justice resides, there to remain without Bail or Mainprize for the Space of Six Months, or until he shall have paid such Penalty.

VII. And inafmuch as Persons are encouraged to the committing faid Offences, from the Opportunities which they may have of escaping by Water from the Authority of such Justice of the Peace, Be it enacted by the Authority aforesaid, That it shall and may be Persons exlawful for the Person or Persons impowered to execute ecuting Justithe Warrant of fuch Justice or Justices of the Peace, to ces Warrant, board any Veffel in which they may have just Cause to Veffel and in fuspect such Offender or Offenders to be harboured or ers to Punconcealed, and to apprehend such Offender or Offend-ihment; ers, wherefoever he or they may be found, fo as that he or they may be made to fuffer the Punishment afore-

Pive Pounds; and allo all fuch Complaints of fach

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XX. Magistrates, &c. to ufe their utmost Endeavours to prevent fishing for Herrings in

Gaol for

agail Lepty's Penalty.

Menths, or

CHAP, faid; and all Magistrates and other Peace Officers, and also the Officers of his Majesty's Revenue, are hereby required to be aiding and affifting by all lawful Means. to the effectual carrying into Execution the Clauses aforefaid, for preventing the aforefaid pernicious practice of fishing for, or taking Herrings in the Day-time, (that is to fay,) between the First of August, and the the Day-time, First of September, from Four o'Clock in the Morning till Sun-fet, and between the First of October and First of August from Sun-rise to Sun-set.

luftice of the Peace, or the Perfor whom he for hall by

Disputes arifing between Owners and Persons employed in Fishing, on Account of Wages, &c. which does and Complaints of Owners against the Hands employed on Board faid where fuch asile.

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VIII. And be it further enacted by the Authority aforefaid, That from thenceforth any Disputes or Differences which shall or may arise between the Persons engaged, on Board any of the Vessels employed in the Fisheries of this Kingdom, and the Owner or Master thereof, touching any Demands which fuch Persons may have against such Owners or Masters, for or on not exceed 51. Account of their Wages or Shares of the Earnings of fuch Veffels, where fuch Demand does not exceed Five Pounds; and also all such Complaints of such Owners or Masters against any of the Persons or Hands engaged on Board faid Vessels, for and on Ac-Veffels, shall count of their absenting or withdrawing themselves be determined from their Duty and Service on Board faid Vessel, shall by any Justice and may be determined by any of His Majesty's Justiof the County ces of the Peace for the County where fuch Disputes Dispute shall arise, who are hereby impowered to give such and the like Relief, and by such and the like Remedies and Means, and to inflict fuch and the like Penalties and Punishments as they are impowered to do in all Cases of Disputes between Masters and Servants, or Artisistep or they may be made to juffer the Panish ment closed

cers and their Employers, by all or any of the Laws C H A P. now in being. The the sale will seem in ball defivited vilate. or of the Reien of His protent in

IX. Provided always, and be it further enacled by the Authority aforesaid, That nothing herein contained shall extend, or be construed to extend to restrain, prevent, or hinder any Officer or Officers of His Majesty's Revenue, who shall from Time to Revenue Offi-Time be deputed or appointed thereunto by the cer impower'd Chief Commissioners of the Excise for the Time be-by Commissioners may go ing, or the major Part of them, from going on Board on Board any and entering into any Ship, Bus, or other Vessel what- Ship, &c. and continue, till foever, as well by Night as by Day, arriving and fuch Veffel coming into any Port, Harbour, Haven, Creek, or be unladen other Places, and to continue there on Board until loaded: fuch Ship, Buss, or other Vessel shall be fully unladen and discharged, or again re-loaded, in Pursuance of the Powers mentioned in this Act, but that it shall and may be lawful to and for such Officer and Officers to enter and go into any fuch Ship, Bus, or other Veffel, to fee, furvey, and make Search for any Goods or Commodities, either put on Board any fuch Ship, Buss, or other Vessel, or taken out, or carried away, or intended to be carried away, without due Entry first had and made of the same, or the lame, or Payment of the Duties due and payable thereon, and to feize, attach, and carry away the same, in the same at the Manner, to all Intents and Purpofes, as may be done by any Law, Act or Acts of Parliament now in Force in this Kingdom; any Thing herein contained to the Contrary notwithstanding. I stidly drive resourced fun and Openers, of faid Veffel, as also upon all

Route

CHAP. XX.

3. cap. 24,

on all Herrings and Malons.

X. And whereas by the Act passed in the Third Year of the Reign of His present Majesty, intituled, An Act for the Encouragement of the Fisheries of this Bounties gran- Kingdom; a Bounty is given of Two Shillings for every Barrel containing Thirty-two Gallons, wherein good, found, and well-cured White Herrings shall be packed, upon the Exportation thereof as also a Bounty of Two Shillings and Six-pence on every Barfaid Bounties rel of the fame Contents, wherein good, found, and Proportion up- well-cured Mackarell shall be packed, upon Exportation thereof; be it further enacted by the Authority karell export-aforesaid, That the said Bounties shall be paid in ed in Casks of Proportion upon all such Herrings and Mackarell rethan 32 Gal spectively, as shall be exported in Casks of a lesser Size than Thirty-two Gallons, upon the Exportation den and discharged, or again re-loaded, in Poorsett

Boats, &c.

XI. And to the End that the Vessels employed in No Veffel to the Fisheries of this Kingdom, may be the more reabe entered at dily known, and the Masters and Crews of Such any Custom-house, unless Wessels more easily brought to Punishment for any the Name and Offences committed by them, or any of them, against Port She be-longs to, be this Act, or the other Acts made for the Encouragepainted on the ment of faid Fisheries, be it further enacted by the Quarters; and Authority aforefaid, That before any Person shall be also upon the permitted to enter a Vessel in any Custom-house for faid Fisheries, the Owner of such Vessel, or his Agent, shall cause the Name of said Vessel, and the Port to which the belongs, to be painted in large Characters with White Lead and Oil, on the Tranfum and Quarters, of faid Veffel, as also upon all L. And Boats

of the Powers membered in this AC, but that it hall

XX.

Every Veffel at the Time

of entering thall have on

Board Two

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Boats and Buoys belonging to the same; and the Col- C H A P. lector shall cause the Number to be added to fuch Name, which Number shall be inserted in the Entry, and painted in like Manner on faid Veffel, and on the Boats and Buoys belonging to her, which Names and Number shall not be obliterated, but kept fair and legible during the Time faid Vessel shall remain at faid Fishery; and in Case said Names and Number Penalty. 51 shall not be kept fair and legible as aforesaid, the Master or Chief Officer of said Vessel shall forfeit the Sum of Five Pounds Sterling, to be recovered and applied in the same Manner as the other Penalties in this Act.

XII. And for the more regular keeping the Journals of the Proceedings of such Fishing Vessels, be it further enacted by the Authority aforesaid, That at the Time any Vessel is entered for said Fisheries, the Collector or Comptroller, shall deliver to the Master or Chief Officer of faid Vessel, a Blank Journal Book trance of the under diftinct Heads, in which faid Mafter or Chief Competoffer Officer shall enter an Account of the Proceedings of shall deliver faid Vessel, the Soundings upon the Coast and Fish - nal-Book, to ing Banks, the Quantity of Fish taken by fait Vef in which fel, and the Quantity bought, and the Times when, shall be enterrespectively; and faid Master or Chief Officer shall ed an Account make Oath, that every Proceeding contained in faid ceedings of Journal-Book (unless the same was immediately enter- Soundings, ed therein) was copied from the rough Journal kept &c. by him, and transcribed from thence into faid Book - ... ylang within Eight Days from the Time such Proceeding; had happened. on bas to A side of sulland XIII. And

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Every Veffel at the Time of entering thall have on Board Two Haif, Barrels, to measure Herrings with.

XIII. And for the better ascertaining the Quantity of Herrings taken and bought, be it further enacted by the Authority aforesaid, That every Vessel, at the Time of her being entered for the Fisheries, shall have on Board Two Half-barrels, each containing Sixteen Gallons, with which shall be measured the Herrings taken and bought by her; And the Entry in the Journal of the Quantity of Herrings taken and bought, shall be by the Number of Barrels or Half-barrels, and not by Taile or Count.

And whereas a great Number of small Boats proceed every Year to the Fisheries on the Coasts of this Kingdom, and from the irregular Manner in which they shoot their Nets, the Fishery is greatly injured, and the Nets of other Fishermen' are much damaged, and the Offenders cannot be discovered, so as to be brought to Justice; be it further enacted by the Authority aforefaid, That no Boat shall proceed to said Fisheries, unless the Name of the Skipper is painted in large Characters, with White Lead and Oil on the Stern of faid Boat, as also on the Oars and Buoys belonging to her, which Boat, with the Name of the Skipper, shall be registered with some One of His Majesty's Justices of the Peace living in the Barony wherein faid Skipper refides: And in Case any such Boat shall shoot any Net, or take any Fish without having the Skipper's Name painted, and being registered as aforesaid, the Skipper of faid Boat shall forfeit the Sum of Forty Shillings, to be recovered and applied in the fame Manner as the other Penalties in this Act; and any Justice of the and JHK

Boats to have Name of Skipper painted on Stern, Oars, and Buoya,

registered,

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Peace with whom such Boats shall be so registered, C H A P. shall return an Account of the same to the Collector XX. of the District in which fuch Justice refides, within One Month after such Boats have been registered as aforefaid.

XV. And whereas the Harbours on the Coast of the County of Donnegall have been materially injured by the irregular Manner wherein Veffels reforting to the Fisheries thereon, throw out and unlade their Ballaft; be it further enacted by the Authority aforefaid, That no Veffel hall throw out, or discharge her No Veffet Ballast on any Part of the faid Coast to the South- frall throw West of the Isle of Arran, except at such Places (all out her Balles above Low-water Mark) as shall be directed and ap-Places herein pointed from Time to Time by the Surveyor of the mentioned,"
District of Killibeggs, nor on any Part of the said Coast Places as Shall. to the North-East of the Isle of Arran, except at such be directed by Places (all above Low-water Mark) as fhall from Surveyor of Time to Time be directed and appointed by the Tide-Ballyrain; Surveyor of the Port of Ballyrain: And the Mafter or Chief Officer of any Fishing-Vessel, or the Skipper of any Fishing-Boat, who shall be convicted of having thrown out or discharged any Ballast, contracy to the Directions of this Act, shall forfeit the Sum of Five Penalty sha Pounds Sterling, for every fuch Offence, to be recovered and applied in the same Manner as the other Penalties in this Act are made recoverable and applicable.

XVI. And be it further enacted by the Authori- No Person toty aforesaid, That any Person who shall drudge for, Oysters in the or take any Oysters in any Part of the Lough of Car- Lough of Gar-

ling ford,

Anno Regni decimo Septimo & octavo, &c.

fingford, &c between ift Saturday in Monday in November,

C H A P. ling ford, between the Bar of Carling ford and the Caftle of Narrow-water, from and after the First Saturday in the Month of March, until the the First Monday in the Month of November in any Year, shall Mar. and ift forfeit the Drudge-net, or other Machine with which the same shall be drudged for or taken, as also the Net, &c. for- Sum of Forty Shillings, to be recovered and applied feired, with inthe same Manner as the other Forseitures and Penalties in this Act.

committed.

XVII. And be it further enacted by the Autho-Penalties in-posed by this ricy aforesaid. That the several Penalties and Forfei-All (except tures imposed by this Act, except where the same are wife directed) otherwise appointed to be recovered, shall and may may be resovered be recovered before any Justice of the Peace of the
fore any Just County where the Offence is committed, or wherein the Party or Parties do refide, and be levied by Diftress and Sale of his or their Goods and Chattels, by Warrant under the Hand and Seal of such Justice before whom the Offence thall be proved, by Confession, or on the Oath of One oredible Witness, which faid Penalties and Forfeitures when recovered, shall go to the Use of the Person or Persons who shall fue for the fame within Twelve Calendar Months next after the Offence has been committed, 101 , 9dd1913 abauo 4

vered and applied in the fame Manner as the other Penalties in this A & are made recoverable and appli-

MVI. And be it further enacted by the Authori- Rollelon to ty aforefaid, That any Person who shall drudge for, Orders in the or take any Oysters in any Part of the Lough of Car- Loughof Co

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Anno Regni feptimo & octavo

GEORGII III. Regis.

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FOR

Reviving and continuing feveral Temporary
Statutes.

CHAP. XXXVI.

AND be it further enacted by the Authority CHAP. aforesaid, That an Act passed in this King-XXXVI. dom in the Third Year of the Reign of His present Majesty, intituled, An Act for the Encouragement of 3 Geo. 3 cap. the Fisheries of this Kingdom; and also an Act passed 5 Geo. 3, cap. in the Fifth Year of the Reign of His present Majesty, intituled, An Act for explaining and amending an Act for the Encouragement of the Fisheries of this Kingdom;

Anno Regni decimo feptimo & offavo, &c.

End of next Seffion.

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C H A P. Kingdom; and also a Clause in an Act passed in the Se-XXXVL venth Year of the Reign of His present Majesty, intitu-Iled, An Ast for continuing, reviving, and amending feveral Temporary Statutes, and other Purpofes therein mentioned; whereby the faid Two before recited Acts of I Jan. 1790, the Third and Fifth Years of the Reign of His present Majesty, are amended, shall be and continue in Force, until the First Day of January, One thousand seven hundred and ninety, and from thence to the End of the then next Seffion of Parliament.

Reviving and configurating feveral Temporary

OHAP. XXXVI.

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